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# FEDERAL REGISTER

VOLUME 13 NUMBER 79

Washington, Thursday, April 22, 1948

## TITLE 3—THE PRESIDENT

### PROCLAMATION 2780

MOTHER'S DAY, 1948

BY THE PRESIDENT OF THE UNITED STATES  
OF AMERICA  
A PROCLAMATION

WHEREAS American mothers have ever nurtured the ideals which foster and enrich a true democracy and

WHEREAS it is a cherished American custom to dedicate one day each year to expressions of affection for our own mothers and for all mothers of the Nation; and

WHEREAS the Congress, by a joint resolution approved May 8, 1914 (38 Stat. 770), gave formal recognition to that custom by designating the second Sunday in May as Mother's Day and paid tribute to the contribution made by American mothers to the home and the community

NOW THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby request the observance of Sunday, May 9, 1948, as Mother's Day, and I direct the officials of the Government to display the flag on all Government buildings on that day. I also call upon the people of the United States to give public and private expression to the esteem in which our country holds its mothers through the display of the flag at their homes and other suitable places, through prayers at their places of worship, and through appropriate manifestations of honor, devotion, and love.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 20th day of April in the year of our Lord nineteen hundred and forty-eight, and of the Independence of the United States of America the one hundred and seventy-second.

HARRY S. TRUMAN

By the President:

ROBERT A. LOVETT,  
Acting Secretary of State.

[F. R. Doc. 48-3650; Filed, Apr. 21, 1948;  
10:35 a. m.]

## TITLE 6—AGRICULTURAL CREDIT

### Chapter III—Farmers Home Administration, Department of Agriculture

#### Subchapter G—Farm Ownership

#### PART 364—REGULATIONS

#### FARM OWNERSHIP LOAN LIMITS

For the purposes of Title I of the Bankhead-Jones Farm Tenant Act, as amended, average values of efficient family-type farm-management units and loan limits for the counties identified below are determined to be as herein set forth; and § 364.11, as amended, entitled "Average values of farms and loan limits," in Title 6 of the Code of Federal Regulations (6 CFR, 1946 Supp., and 1947 Supp., 364.11), is amended by adding said counties, average values, and loan limits to the tabulations appearing in said section under the State of Texas.

State	County	Average value	Loan limit
Texas.....	Comanche.....	\$12,000	\$12,000
Texas.....	Groes.....	12,000	12,000

(Secs. 3 (a) 41, (1) 60 Stat. 1074, 1066; 7 U. S. C. 1003 (a) 1015 (1))

Issued this 19th day of April 1948.

[SEAL] N. E. DODD,  
Acting Secretary of Agriculture.

[F. R. Doc. 48-3605; Filed, Apr. 21, 1948;  
8:51 a. m.]

## TITLE 8—ALIENS AND NATIONALITY

### Chapter I—Immigration and Naturalization Service, Department of Justice

#### Subchapter B—Immigration Regulations

#### PART 127—FIANCÉES AND FIANCÉS OF CITIZEN MEMBERS OF THE UNITED STATES ARMED FORCES

#### CHANGE IN DEFINITION OF PERSONS ELIGIBLE FOR ADMISSION

APRIL 12, 1948.

Title 8, Chapter I, Code of Federal Regulations, is amended by revoking § 127.2 Scope of act.

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This amendment shall be considered as having become effective on January 1, 1948. The requirements of section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C., Sup., 1003) relative to notice of proposed rule making and delayed effective date are inapplicable because the provisions of the section hereby revoked became inoperative January 1, 1948, by reason of the enactment of Public Law 450, 80th Congress, approved March 24, 1948.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 163, sec. 37 (a) 54 Stat. 675, sec. 1, 54 Stat. 1238, sec. 4, 60 Stat. 340; 8 U. S. C. 102, 222, 458, 50 U. S. C. App., Sup., 1854; 8 CFR 90.1, 12 F. R. 4781)

H. R. LINDON,  
Acting Commissioner of  
Immigration and Naturalization.

Approved: April 16, 1948.

TOM C. CLARK,  
Attorney General.

[F. R. Doc. 48-3553; Filed, Apr. 21, 1948; 8:54 a. m.]

## TITLE 10—ARMY

### Chapter V—Military Reservations and National Cemeteries

#### PART 501—LIST OF EXECUTIVE ORDERS, PROCLAMATIONS AND PUBLIC LAND ORDERS AFFECTING MILITARY RESERVATIONS

##### ALASKA

CROSS REFERENCE: For order revoking in part Executive order of May 24, 1905, withdrawing certain public land in Alaska for use of the War Department for military purposes, thereby affecting the tabulation contained in § 501.1, see Public Land Order 465 in the Appendix to Chapter I of Title 43, *infra*.

## TITLE 14—CIVIL AVIATION

### Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 04b-9]

#### PART 04b—AIRPLANE AIRWORTHINESS; TRANSPORT CATEGORIES

##### MINIMUM FLIGHT CREW

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 14th day of April 1948.

Section 04b.603 of the civil air regulations establishes the minimum flight crew as that number of persons necessary for safe operation during day contact flight. This regulation does not specifically refer to the Administrator as the determining authority. Moreover, the determination of a minimum basic crew is limited to that required for day contact operations. In order to clarify the original intent of this regulation it is proposed to revise the wording so as specifically to point out that the Administrator would be the determining authority. In addition, since it is obvious that modern aircraft certificated under the transport category requirements of Part 04b are not intended either by the manufacturer or user to be used solely for day contact operations, it is desirable to require that the minimum crew be determined on the basis of what is required in the interest of safety for all operations authorized.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing the Civil Aeronautics Board hereby amends Part 04b of the civil air regulations (14 CFR, Part 04b, as amended) effective May 19, 1948:

By amending § 04b.603 to read as follows:

§ 04b.603 *Minimum flight crew.* The minimum flight crew shall be established by the Administrator as that number of persons which he finds necessary for safety in the operations authorized under § 04b.604. This finding shall be based upon the work load imposed upon individual crew members with due consideration given to the accessibility and the ease of operation of all necessary controls by the appropriate crew members.

(Secs. 205 (a) 601, 603, 52 Stat. 984, 1007, 1009; 49 U. S. C. 425 (a) 551, 553)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,  
Secretary.

[F. R. Doc. 48-3608; Filed, Apr. 21, 1948; 8:52 a. m.]

[Civil Air Regs., Amdt. 41-19]

#### PART 41—CERTIFICATION AND OPERATION RULES FOR SCHEDULED AIR CARRIER OPERATIONS OUTSIDE CONTINENTAL LIMITS OF THE UNITED STATES

##### ADDITIONAL FLIGHT CREW COMPLEMENT FOR FOREIGN AND OVERSEAS SCHEDULED AIR CARRIER AIRCRAFT

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 14th day of April 1948.

The Civil Aeronautics Board on October 6, 7, and 8, 1947, conducted a public hearing on the question of whether, and under what circumstances and conditions, if any, additional flight crew complement should be required on air carrier aircraft. Upon due consideration of the evidence presented the Board has determined that certain changes in the present requirements of the regulations affecting scheduled foreign and overseas air carrier aircraft are desirable. These changes will be treated separately with respect to the particular airman involved.

A. *Flight engineer* Part 41 presently requires flight engineers when "the design of the aircraft used or the type of operation is such as to require engineer personnel." In the light of present operating circumstances it appears desirable to promulgate additional specifications to more clearly define the circumstances under which a flight engineer should be required. In the hearing above referred to extensive testimony was presented to the Board with respect to the desirability of a flight engineer on various aircraft, such as the Douglas DC-6, the Boeing 377, and the Douglas DC-4. As a result of this testimony the Board has concluded that the multiplicity of instrumentation and complexity of operational controls on certain of these aircraft limit the pilot's ability to focus his attention on all of the critical instruments and controls. It is believed that a competent flight engineer, by assuming certain mechanical duties, will enable the pilot to concentrate his attention on the actual flight of the aircraft, radio operation, and receipt of traffic control clearances particularly during instrument conditions where this is imperative. The Board considers that a flight engineer is required on aircraft of the size and complexity of the Douglas DC-6 and the Boeing 377. Under certain operating conditions, such as some extended over water flights, the safe operation of the Douglas DC-4 may require the assignment of a flight engineer. Therefore, the regulation herein established will require flight engineers on aircraft such as the Boeing 377 and Douglas DC-6, and will permit the Administrator

to require flight engineers on other aircraft including the DC-4 where such airmen are essential for safe operation. The Board is cognizant that compliance with this amendment may require the training of additional personnel and for this reason has established the date of December 1, 1948 as being sufficiently advanced to constitute a firm compliance date.

B. *Flight navigator* Part 41 presently requires a crew member holding a flight navigator certificate in all operations where "celestial navigation is necessary, either as a primary or secondary means of navigation." In view of the varying interpretations of this requirement, it is deemed desirable to establish more specific requirements for full time flight navigators. Current changes in navigational aids and the constant improvement in the quantity, usage, and efficiency of such aids require flexibility in any rule governing the assignment of flight navigators. For this reason, the Administrator, who has all of the information relative to the navigational aids available for use on a particular route or segment thereof, should continue to make the determination as to when a flight navigator is required based upon the necessity for the use of celestial navigation or such other specialized means of navigation as cannot adequately be accomplished from the pilot's station.

C. *Flight radio operator* Part 41 presently requires a flight radio operator "when radiotelegraphy is used for communication with ground stations during flight." In view of the varying interpretations of this requirement, the Board feels it desirable to provide more specifically that where radiotelegraphy is necessary the sole duty of an airman shall be that of a flight radio operator, and that such operator shall be required over that segment of the route for which radiotelegraphy is necessary for communication with ground stations.

In order to adequately determine the full required crew complement this amendment also provides that the Administrator shall make such determination by applying the established standards on proving flights to be conducted by the carrier under his direction. Where proving flights have already been accomplished the Administrator shall make this determination upon a review thereof, taking into account the latest information available. Where such review is inconclusive, the Administrator may make such additional investigation as is necessary.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing the Civil Aeronautics Board hereby amends Part 41 of the civil air regulations (14 CFR, Part 41, as amended) effective May 19, 1948:

1. By adding a new § 41.309 to read as follows:

§ 41.309 *Composition of flight crew.* The minimum flight crew shall be deter-

mined by the Administrator on the proving flights by applying the standards hereinafter prescribed for each route or segment thereof to be flown. Where such flights already have been accomplished, the Administrator shall make the determination by review of the proving flights and such other inspection as he finds necessary. The kind and number of crew members thus determined shall be specified in the air carrier operating certificate.

2. By amending § 41.310 to read as follows:

§ 41.310 *When required.* An airman holding a flight radio operator certificate shall be required solely for communication for that route or segment thereof over which the Administrator has determined that radio-telegraphy is necessary for communication with ground stations during flight.

3. By amending § 41.320 to read as follows:

§ 41.320 *When required.* After December 1, 1948, an airman holding a flight engineer certificate shall be required solely as a flight engineer on all aircraft certificated for more than 80,000 pounds maximum take-off weight, and on all other aircraft certificated for more than 30,000 pounds maximum take-off weight where the Administrator has found that the design of the aircraft used or the type of operation is such as to require engineer personnel for the safe operation of the aircraft.

4. By amending § 41.330 to read as follows:

§ 41.330 *When required.* An airman holding a flight navigator certificate shall be required solely for navigation for that route or segment thereof for which the Administrator has determined that:

(a) Celestial navigation is necessary, or

(b) Other specialized means of navigation necessary for the safe conduct of flight cannot be adequately accomplished from the pilot station.

(Secs. 205 (a) 601, 604, 52 Stat. 984, 1007, 1010; 49 U. S. C. 425 (a) 551, 554)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,  
Secretary.

[F. R. Doc. 48-3603; Filed, Apr. 21, 1948; 8:51 a. m.]

[Civil Air Regs., Amdt. 41-20]

#### PART 41—CERTIFICATION AND OPERATION RULES FOR SCHEDULED AIR CARRIER OPERATIONS OUTSIDE CONTINENTAL LIMITS OF THE UNITED STATES

##### COCKPIT CHECK LIST

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 16th day of April 1948.

The present civil air regulations do not require all air carrier operators to provide and maintain cockpit check lists and procedures for all aircraft operated in air transportation.

The purpose of this amendment is to require the maintenance of cockpit check lists for the operation involved in a readily accessible location in the pilot compartment of each aircraft. These check lists will set forth the procedures to be followed by the flight crew for a particular make and model aircraft prior to starting engines, prior to take-off, prior to landing, and for powerplant emergencies.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 41 of the civil air regulations (14 CFR, Part 41, as amended) effective May 20, 1948:

By adding a new § 41.29 to read as follows:

§ 41.29 *Cockpit check list.* (a) The air carrier shall provide for each make and model aircraft a cockpit check list, approved by the Administrator, adapted to each operation in which the aircraft is to be utilized. An approved check list shall be installed in a readily accessible location in the cockpit of each aircraft and shall be appropriately used by the flight crew for each flight.

(b) The cockpit check list shall include procedures prior to starting engines, prior to take-off, prior to landing, and for powerplant emergencies. (Secs. 205 (a) 601, 604, 52 Stat. 984, 1007, 1010; 49 U. S. C. 425 (a), 551, 554)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,  
Secretary.

[F. R. Doc. 48-3604; Filed, Apr. 21, 1948; 8:51 a. m.]

[Civil Air Regs. Amdt. 42-9]

#### PART 42—NONSCHEDULED AIR CARRIER CERTIFICATION AND OPERATION RULES

##### COCKPIT CHECK LIST

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 16th day of April 1948.

The present civil air regulations do not require all air carrier operators to provide and maintain cockpit check lists and procedures for all aircraft operated in air transportation.

The purpose of this amendment is to require the maintenance of cockpit check lists for the operation involved in a readily accessible location in the pilot compartment of each aircraft. These check lists will set forth the procedures to be followed by the flight crew for a particular make and model aircraft prior to starting engines, prior to take-off, prior to landing, and for powerplant emergencies.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends

Part 42 of the civil air regulations (14 CFR, Part 42, as amended) effective May 20, 1948:

By amending § 42.14 to read as follows:

§ 42.14 *Cockpit check list.* (a) The air carrier shall provide for each make and model aircraft a cockpit check list, approved by the Administrator, adapted to each operation in which the aircraft is to be utilized. An approved check list shall be installed in a readily accessible location in the cockpit of each aircraft and shall be appropriately used by the flight crew for each flight.

(b) The cockpit check list shall include procedures prior to starting engines, prior to take-off, prior to landing, and for powerplant emergencies. (Secs. 205 (a), 601, 604, 52 Stat. 984, 1007, 1010; 49 U. S. C. 425 (a), 551, 554)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,  
Secretary.

[F. R. Doc. 48-3603; Filed, Apr. 21, 1948; 8:52 a. m.]

[Civil Air Regs., Amdt. 61-17]

#### PART 61—SCHEDULED AIR CARRIER RULES

##### ADDITIONAL FLIGHT CREW COMPLEMENT FOR DOMESTIC SCHEDULED AIR CARRIERS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 14th day of April 1948.

The Civil Aeronautics Board on October 6, 7, and 8, 1947, conducted a public hearing on the question of whether, and under what circumstances and conditions, if any, additional flight crew members should be required on air carrier aircraft. Testimony was presented relative to the desirability of requiring a flight engineer, a flight radio operator, and a flight navigator, individually and collectively as part of the required flight crew complement. Upon due consideration of the evidence presented the Board has determined that the present regulations which specially require only a first and second pilot should be amended, so as to require a flight engineer under specified circumstances. The Board's conclusions for not requiring any further additions to the flight crew personnel are also set forth below:

A. *Flight engineer.* In the hearing above referred to extensive testimony was presented to the Board with respect to the desirability of a flight engineer on various aircraft such as the Douglas DC-6; the Boeing 377, and the Douglas DC-4. As a result of this testimony the Board has concluded that the multiplicity of instrumentation and complexity of operational controls on certain of these aircraft limit the pilots' ability to focus attention on all the critical instruments and controls. It is believed that a competent flight engineer by assuming certain mechanical duties will enable pilots to concentrate on actual flight of the aircraft, radio operation, and receipt of traffic control clearances, particularly during instrument conditions where this is imperative. The Board considers that the flight engineer is re-

quired on aircraft of the size and complexity of the Douglas DC-6 and the Boeing 377. Under certain operating conditions such as some extended over water flights the safe operation of the Douglas DC-4 may require the assignment of a flight engineer. Therefore, the regulation herein established will require flight engineers on aircraft such as the Douglas DC-6 and the Boeing 377, and will permit the Administrator to require flight engineers on other aircraft, including the DC-4; where such armen are essential for safe operation. The Board is cognizant that compliance with this amendment may require the training of additional personnel and for this reason has established the date of December 1, 1948, as being sufficiently advanced to constitute a firm compliance date.

**B. Flight navigator and flight radio operator** The Board, after carefully evaluating the testimony with respect to the value of flight navigators and flight radio operators on flights within the continental limits of the United States, has determined that the navigational aids available to pilots, and the dependability of radiotelephony are such as to obviate the need for professional assistance to the pilots in these specialized fields.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing the Civil Aeronautics Board hereby amends Part 61 of the civil air regulations (14 CFR, Part 61, as amended) effective May 19, 1948:

By amending § 61.56 to read as follows:

§ 61.56 *Flight engineer when required.* After December 1, 1948, an airman holding a flight engineer certificate shall be required solely as a flight engineer on all aircraft certificated for more than 80,000 pounds maximum take-off weight, and on all other aircraft certificated for more than 30,000 pounds maximum take-off weight where the Administrator has found that the design of the aircraft used or the type of operation is such as to require engineer personnel for the safe operation of the aircraft. (Secs. 205 (a) 601, 604, 52 Stat. 984, 1007, 1010; 49 U. S. C. 425 (a) 551, 554)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,  
Secretary.

[F. R. Doc. 48-3607; Filed, Apr. 21, 1948; 8:51 a. m.]

[Civil Air Reg., Amdt. 61-18]

#### PART 61—SCHEDULED AIR CARRIER RULES COCKPIT CHECK LIST

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 16th day of April 1948.

The present civil air regulations do not require all air carrier operators to provide and maintain cockpit check lists and procedures for all aircraft operated in air transportation.

The purpose of this amendment is to require the maintenance of cockpit check lists for the operation involved in a readily accessible location in the pilot compartment of each aircraft. These check lists will set forth the procedures to be followed by the flight crew for a particular make and model aircraft prior to starting engines, prior to take-off, prior to landing, and for powerplant emergencies.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 61 of the civil air regulations (14 CFR, Part 61, as amended) effective May 20, 1948:

By adding a new § 61.343 to read as follows:

§ 61.343 *Cockpit check list.* (a) The air carrier shall provide for each make and model aircraft a cockpit check list, approved by the Administrator, adapted to each operation in which the aircraft is to be utilized. An approved check list shall be installed in a readily accessible location in the cockpit of each aircraft and shall be appropriately used by the flight crew for each flight.

(b) The cockpit check list shall include procedures prior to starting engines, prior to take-off, prior to landing, and for powerplant emergencies. (Secs. 205 (a) 601, 604, 52 Stat. 984, 1007, 1010; 49 U. S. C. 425 (a) 551, 554)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,  
Secretary.

[F. R. Doc. 48-3610; Filed, Apr. 21, 1948; 8:52 a. m.]

## TITLE 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission [Docket No. 5170]

#### PART 3—DIGEST OF CEASE AND DESIST ORDERS

##### EUNICE MAIL ORDER HOUSE

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Stock, product or service:* § 3.6 (c) *Advertising falsely or misleadingly—Composition of goods:* § 3.6 (c 5) *Advertising falsely or misleadingly—Condition of goods:* § 3.6 (j 10) *Advertising falsely or misleadingly—History of product or offering:* § 3.6 (m 10) *Advertising falsely or misleadingly—Manufacture or preparation.* § 3.6 (w) *Advertising falsely or misleadingly—Refunds, repairs and replacements:* § 3.6 (y 5) *Advertising falsely or misleadingly—Sample, offer or order conformance:* § 3.6 (cc) *Advertising falsely or misleadingly—Source or origin—In general:* § 3.72 (i) *Offering deceptive inducements to purchase or deal—Money back guarantee:* § 3.72 (m 10) *Offering deceptive inducements to purchase or deal—Sample, offer or order conformance.* In connection with

the offering for sale, sale and distribution in commerce, of wearing apparel and other merchandise, including used, worn, or secondhand clothing, representing, directly or by implication, (1) that secondhand, used, or worn merchandise is new; (2) that the condition of secondhand, used, or worn merchandise is materially better than it is in fact; (3) that soiled or unrepaid or unpressed used merchandise has been cleaned or repaired or pressed, as the case may be; or otherwise representing that soiled or unrepaid merchandise has been put in good condition for wear; (4) that the source of merchandise offered for sale is other or different from the actual source from which such merchandise has been obtained; (5) that any garments or fabrics not composed wholly of silk, the product of the cocoon of the silkworm, are silk; or otherwise misrepresenting the fiber content of any garment or fabric; (6) That purchasers of used wearing apparel will receive the sizes ordered, unless in fact the sizes ordered are regularly furnished; or (7) that money will be refunded to dissatisfied purchasers unless refunds are regularly and promptly made to such purchasers in accordance with the terms advertised; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Eunice Mail Order House, Docket 5170, Feb. 24, 1948]

At a regular session of the Federal Trade Commission, held at its office in the city of Washington, D. C., on the 24th day of February A. D. 1948.

*In the Matter of Benjamin Rosenberg, an Individual, Trading and Doing Business as Eunice Mail Order House*

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, testimony and other evidence introduced before a trial examiner of the Commission theretofore duly designated by it, recommended decision of the trial examiner, and brief in support of the complaint (no brief having been filed by the respondent and oral argument not having been requested), and the Commission having made its findings as to the facts and conclusion that the respondent has violated the provisions of the Federal Trade Commission Act:

*It is ordered,* That the respondent, Benjamin Rosenberg, trading as Eunice Mail Order House or under any other name, his agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of wearing apparel and other merchandise, including used, worn, or secondhand clothing, do forthwith cease and desist from representing directly or by implication:

1. That secondhand, used, or worn merchandise is new.

2. That the condition of secondhand, used, or worn merchandise is materially better than it is in fact.



3. That soiled or unrepared or unpressed used merchandise has been cleaned or repaired or pressed, as the case may be; or otherwise representing that soiled or unrepared merchandise has been put in good condition for wear.

4. That the source of merchandise offered for sale is other or different from the actual source from which such merchandise has been obtained.

5. That any garments or fabrics not composed wholly of silk, the product of the cocoon of the silkworm, are silk; or otherwise misrepresenting the fiber content of any garment or fabric.

6. That purchasers of used wearing apparel will receive the sizes ordered, unless in fact the sizes ordered are regularly furnished.

7. That money will be refunded to dissatisfied purchasers unless refunds are regularly and promptly made to such purchasers in accordance with the terms advertised.

*It is further ordered,* That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with it.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 48-3548; Filed, Apr. 21, 1948;  
9:00 a. m.]

## TITLE 29—LABOR

### Chapter IV—Child Labor Branch, Department of Labor

#### PART 401—CERTIFICATES OF AGE

#### PART 421—PROCEDURE GOVERNING DETERMINATIONS OF HAZARDOUS OCCUPATIONS

#### PART 422—OCCUPATIONS PARTICULARLY HAZARDOUS FOR THE EMPLOYMENT OF MINORS BETWEEN 16 AND 18 YEARS OF AGE OR DETRIMENTAL TO THEIR HEALTH OR WELL-BEING

#### MISCELLANEOUS AMENDMENTS

1. The chapter headnote is amended to read as set forth above.

2. Section 401.1 is revised to read as follows:

§ 401.1 *Definitions.* As used in this part:

(a) "Act" means the child-labor provisions of the Fair Labor Standards Act of 1938 (52 Stat. 1060; 29 U. S. C. 201-219)

(b) "Child Labor Branch" means the Child Labor Branch of the Wage and Hour Division of the United States Department of Labor;

(c) "Oppressive child-labor age" means:

(1) Under the age of 16 years with respect to employment in any occupation;<sup>1</sup>

<sup>1</sup> Employment of a child by his parents or by a person standing in place of a parent in occupations other than manufacturing or mining is exempted (section 3 (1)) from the 16-year minimum age standard.

The act, as amended by Reorganization Plan No. 2, effective July 16, 1946, pursuant to the Reorganization Act of 1945 (Act of

(2) 16 and under 18 years of age with respect to employment in any occupation found and by order declared by the Secretary of Labor to be particularly hazardous for the employment of minors of such ages or detrimental to their health or well-being.

(d) "Certificates of age" means a certificate as provided in § 401.2 (a) or (b)

(e) "State agency" means any executive department, board, bureau, or commission of the State or any division or unit thereof. (Secs. 3 (1) 11 (b), 52 Stat. 1060, 1066; 29 U. S. C. 203 (1), 211 (b) Reorg. Plan No. 2 of 1946, 3 CFR, 1946 Supp.)

3. "Child Labor Branch" is substituted for "Child Labor and Youth Employment Branch" in §§ 401.2 (a) 401.3, and 401.4 (b)

4. "Director of the Child Labor Branch" is substituted for "Assistant Director" wherever it appears in § 401.6.

5. Section 421.1 is revised to read as follows:

§ 421.1 *Investigation and conference.* Preparatory to the making of a finding by the Secretary of Labor that an occupation or a group of occupations is particularly hazardous for the employment of minors between 16 and 18 years of age or is detrimental to their health or well-being, a study shall be made of information obtained by the Child Labor Branch of the Wage and Hour Division or submitted to it with respect to the hazardous or detrimental nature of such occupation or occupations. Conferences may be held with representative employers and workers in the industry, experts in industrial health and safety, and others for the purpose of discussing the nature and characteristics of the occupation or occupations under consideration. A public hearing may be held upon reasonable public notice of the time and place thereof whenever such action is deemed by the Branch to be expedient for the purpose of obtaining such evidence with respect to the nature and characteristics of such occupation or group of occupations. A transcript of the proceedings of any such hearing shall be made and filed with the Branch. A report of facts and conclusions with respect to the hazardous or detrimental nature of the occupation or occupations under consideration shall be prepared upon the basis of such information and evidence. (Sec. 11, 52 Stat. 1066; 29 U. S. C. 211)

6. Section 421.2 is revised by changing the word "Bureau" in the last sentence of this section to "Secretary of Labor"

7. "Secretary of Labor" is substituted for "Chief of the Children's Bureau" in § 422.7 (d)

December 20, 1945, 59 Stat. 613, 5 U. S. C. 133y, et seq.), provides that the Secretary of Labor shall provide by regulation or by order that the employment of employees between the ages of 14 and 16 years in occupations other than manufacturing and mining shall not be deemed to constitute oppressive child labor, if and to the extent that the Secretary of Labor determines that such employment is confined to periods which will not interfere with their schooling and to conditions which will not interfere with their health and well-being.

Signed at Washington, D. C., this 15th day of April 1948.

DAVID A. MORSE,  
Acting Secretary of Labor.

[F. R. Doc. 48-3549; Filed, Apr. 21, 1948;  
9:01 a. m.]

#### PART 481—UTILIZATION OF STATE AGENCIES FOR INVESTIGATIONS AND INSPECTIONS

Pursuant to the authority vested in the Secretary of Labor by the Walsh-Healey Public Contracts Act (49 Stat. 2036; 41 U. S. C. 35-45) section 11 (b) of the Fair Labor Standards Act of 1938 (52 Stat. 1060, 29 U. S. C. 211 (b)) and Reorganization Plan No. 2 of 1946, adopted pursuant to the Reorganization Act of 1945 (59 Stat. 613, 5 U. S. C., Supp., 133y-133y-16) and pursuant to the authority vested in the Administrator of the Wage and Hour Division by section 11 (b) of the Fair Labor Standards Act of 1938, this part is hereby revised as follows:

Sec.	Definitions.
481.1	Agreements with State agencies.
481.2	Qualifications of the State agency.
481.3	Submission of plan.
481.4	Additional requirements.
481.5	Audits.
481.6	Transmission of official mail.
481.7	Enforcement.
481.8	Agreements and approved plans.
481.9	Amendments and repeal.
481.10	

AUTHORITY: §§ 481.1 to 481.10, inclusive, issued under 49 Stat. 2036, sec. 11 (b), 52 Stat. 1060; 41 U. S. C. 35-45, 29 U. S. C. 211 (b); Reorg. Plan No. 2 of 1946, 3 CFR, 1946 Supp.

§ 481.1 *Definitions.* As used in this part:

(a) *Acts.* The term "acts" means the Fair Labor Standards Act of 1938 (act of June 25, 1938, Chapter 676, 52 Stat. 1060, 29 U. S. C. 201) and the Public Contracts Act (act of June 30, 1936; 49 Stat. 2036; 41 U. S. C. 35-45)

(b) *Administrator.* The term "administrator" means the Administrator of the Wage and Hour Division of the United States Department of Labor.

(c) *Division.* The term "Division" means the Wage and Hour Division of the United States Department of Labor.

(d) *State.* The term "State" means any State of the United States or the District of Columbia or any Territory or possession of the United States.

(e) *State agency.* The term "State agency" means the agency in the State charged with the administration of labor laws which necessitate inspection of places of employment for (1) enforcement of State child-labor regulations and (2) enforcement of State maximum-hour or State minimum-wage regulations.

(f) *Official forms.* The term "official forms" means forms prescribed by the Administrator or the Secretary of Labor.

§ 481.2 *Agreements with State agencies—(a) Purpose.* The Secretary and the Administrator may enter into agreements with State agencies for the utilization of services of State and local agencies and their employees in making investigations and inspections under the

acts and for reimbursement therefor, when such State agencies have submitted plans of cooperation for such purposes and such plans have been found to be reasonably appropriate and adequate to carry out the respective functions of the Secretary and the Administrator.

(b) *Certificates of attorneys general.* No such agreement shall become effective and operative until a statement of the Attorney General of the State, or, if the Attorney General is not authorized to make such a statement, the State official who is so authorized, has been received by the Division certifying that the Agreement is valid in the form as executed under the laws of the State.

§ 481.3 *Qualifications of the State agency.* The State agency shall have as its primary function the administration of State labor laws and shall be under the direction of an executive who gives full time to the work of the agency. The agency shall be engaged in inspecting places of employment for (a) enforcement of State child-labor laws and regulations, and (b) enforcement of State maximum hour or minimum-wage laws and regulations. An administrative division of the State agency shall be designated to make investigations and inspections under the acts; qualified staff, under adequate supervision, shall be specifically assigned for work connected with State and Federal child-labor, maximum-hour and minimum-wage laws and regulations; and provision shall be made to inspect any establishment subject to the acts.

§ 481.4 *Submission of plan.* The State agency shall submit a plan, in quadruplicate, which shall include the following:

(a) A copy of the act establishing the State agency, copies of the laws administered by the State agency, and if there is an act specifically authorizing the State to cooperate with the Division or the Secretary of Labor, or both, a copy of such act.

(b) A description of the organization of the State agency, illustrated by organization charts, showing the delegation of responsibility and lines of authority to be followed within the agency in the enforcement of the act and State labor laws.

(c) A description (1) of the manner in which investigations and inspections under the acts will be coordinated with the investigations and inspections for enforcement of State child-labor, maximum-hour and minimum-wage laws and regulations; (2) of the location of offices of the administrative division designated to make inspections under the acts, with the job titles of employees located in each such office and employees assigned to work in connection with the acts so designated; and (3) of the manner in which the work of inspectors will be supervised.

(d) Provisions for the establishment and maintenance of personnel administration, with respect to personnel engaged in work under the acts for the Division and the Secretary of Labor in accordance with the following standards:

(1) Job classifications based upon an analysis of the duties and responsibilities of positions:

(2) A compensation schedule adjusted to State salary schedules for similar positions: *Provided, however,* That all salaries paid by the State for services rendered in accordance with an agreement entered into pursuant to § 481.2 shall be on the basis of applicable State laws or regulations, or in the absence of such applicable laws or regulations, on the approved and usual scale paid by the State for similar services and shall in no case exceed salaries paid for comparable Federal positions in the competitive classified service. Allowances for necessary traveling expenses shall be on the basis of State laws and regulations governing travel allowances;

(3) Assignment of personnel to Federal work only when their qualifications conform substantially with qualifications of Federal employees engaged in similar work, such assignment to be made only after submission to and approval by the Division of a Statement of the training and experience of each person who will engage in Federal work;

(4) Appointment of new personnel on the basis of merit, either (i) from lists of eligible persons certified in the order of merit, secured under a merit system through State-wide competitive examinations which prescribe requirements of training and experience in substantial conformity with Federal civil service requirements for similar positions or (ii) from lists taken from Federal registers established through competitive examinations for similar positions, it being understood that such registers may be broken down by States;

(5) Adequate training of staff;

(6) Promotion on the basis of qualifications and performance;

(7) Security of tenure assured satisfactory employees, including right of notice and hearing prior to demotion or dismissal;

(8) Prohibition against employees engaging in political activities other than the exercise of their right to vote and to express privately their opinions on political questions.

(e) A budget which shall show, in detail, estimated expenditures by the State agency on behalf of the Division and the Secretary of Labor for services to be rendered in connection with the administration of the acts and a budget which shall show estimated expenditure for the enforcement of comparable State laws and regulations during the period covered by the agreement; a statement showing funds appropriated to or allocated for meeting the budget for estimated State expenditures; and a statement showing expenditures by the State agency for the enforcement of comparable State laws and regulations during the last fiscal year.

(f) A statement of State requirements in regard to fiscal practices and to appointment of personnel, together with copies of the laws and regulations setting forth such requirements.

(g) A statement from the Attorney General of the State or, if the Attorney General is not authorized to make such a statement, from the State official who is so authorized certifying that the State agency has authority to enter into an Agreement with the Division and the

Secretary of Labor in accordance with this part.

§ 481.5 *Additional requirements.* (a) The State agency shall follow the procedure set forth in the Inspection Manual for the enforcement of the act and such supplements to or provisions thereof as may be issued from time to time by the Division or the Secretary of Labor; use official forms for recording findings; make reports as required; and carry on the work connected with the administration of the acts in conformity with the plans and budget agreed upon and with the instructions and policies of the Division and the Secretary of Labor.

(b) Representatives of the Division and the Secretary of Labor may at any time, upon notifying the State agency, make such inspections and investigations and secure such information as may be necessary for the administration of the acts.

§ 481.6 *Audits.* The accounting records and the supporting data pertaining to expenditures for investigations and inspections under the acts shall be subject to audit by the Division and the Secretary of Labor, annually, or so often as the Administrator and the Secretary of Labor, may require.

§ 481.7 *Transmission of official mail.* Subject to the requirements of law and of the regulations of the Post Office Department, franked self-addressed envelopes may be used for communications from the field staff to a State official designated by the Division and the Secretary of Labor, and for communication from the State agency to the Division or the Secretary of Labor.

§ 481.8 *Enforcement.* All litigation relating to the enforcement of the acts, other than civil actions for the recovery of wages due instituted pursuant to section 16 (b) of the Fair Labor Standards Act of 1938 and all administrative proceedings instituted pursuant to section 5 of the Public Contracts Act shall be undertaken by and be under the direction and control of the Federal Government. Any State agency intending to institute a civil action in behalf of an employee or employees for the recovery of wages due, pursuant to section 16 (b) of the Fair Labor Standards Act of 1938 shall notify the Division and the Secretary of Labor prior to the institution of such action.

§ 481.9 *Agreements and approved plans.* Agreements and approved plans incorporated therein may be amended upon the consent of the parties thereto.

§ 481.10 *Amendments and repeal.* This part may be amended or repealed by appropriate joint regulations issued by the Secretary of Labor and the Administrator. *Provided, however,* That no such amendment or repeal shall be effective as to any agreement previously entered into by a State agency without its consent thereto.

Signed at Washington, D. C., this 15th day of April 1948.

DAVID A. MORSE,  
Acting Secretary of Labor.  
WM. R. MCCOMB,  
Administrator

[F. R. Doc. 48-3551; Filed, Apr. 21, 1948; 9:01 a. m.]



# Chapter V—Wage and Hour Division, Department of Labor

## PART 515—UTILIZATION OF STATE AGENCIES FOR INVESTIGATIONS AND INSPECTIONS

### REVISION OF REGULATIONS

CROSS REFERENCE: For a revision of the regulations in this part, which are identical with those in Part 481 of this title, see Part 481 under Chapter IV of this title, *supra*.

## PART 674—LEATHER, TEXTILE, RUBBER, STRAW, AND RELATED PRODUCTS INDUS- TRIES IN PUERTO RICO, MINIMUM WAGE ORDER

CROSS REFERENCE: For supersedure of the definitions in this part to the extent that such definitions include products or operations covered by the definition of the shoe manufacturing and allied industries, see Part 686 of this chapter, *infra*.

## PART 676—METAL, PLASTICS, MACHINERY, INSTRUMENT, TRANSPORTATION EQUIP- MENT, AND ALLIED INDUSTRIES IN PUERTO RICO, MINIMUM WAGE ORDER

CROSS REFERENCE: For supersedure of the definitions in this part to the extent that such definitions include products or operations covered by the definition of the shoe manufacturing and allied industries, see Part 686 of this chapter, *infra*.

## PART 686—MINIMUM WAGE RATE IN THE SHOE MANUFACTURING AND ALLIED IN- DUSTRIES IN PUERTO RICO

### RECOMMENDATION OF SPECIAL INDUSTRY COMMITTEE NO. 5

Whereas, on June 16, 1947, pursuant to section 5 (e) of the Fair Labor Standards Act of 1938, hereinafter called the act, I, as Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Order No. 367, appointed Special Industry Committee No. 5 for Puerto Rico, hereinafter called the Committee, and directed the Committee to proceed first to investigate conditions and to recommend to me minimum wage rates for employees in the Sugar Manufacturing Industry in Puerto Rico, as defined in Administrative Order No. 367, and thereafter to investigate conditions and to recommend to me minimum wage rates for employees in other industries enumerated and defined in the order, as amended by Administrative Order No. 369, including the shoe manufacturing and allied industries in Puerto Rico, in accordance with the provisions of the act and rules and regulations promulgated thereunder; and

Whereas, the Committee for purposes of investigating conditions and recommending minimum wage rates for employees in the shoe manufacturing and allied industries in Puerto Rico, included three disinterested persons representing the public, a like number representing employers and a like number representing

employees in the shoe manufacturing and allied industries in Puerto Rico, and was composed of residents of Puerto Rico and of the United States outside of Puerto Rico; and

Whereas, the Committee, after investigating economic and competitive conditions in the shoe manufacturing and allied industries in Puerto Rico, filed with me a report containing its recommendation for a minimum wage rate of 30 cents per hour to be paid employees in the industry who are engaged in commerce or in the production of goods for commerce; and

Whereas, pursuant to notice published in the FEDERAL REGISTER on January 8, 1948, and circulated to all interested persons, a public hearing upon the Committee's recommendation was held by me in Washington, D. C., on January 23, 1948 at which all interested persons were given an opportunity to be heard; and

Whereas, an opportunity was provided for any interested persons appearing at the hearing to submit proposed findings and conclusions within 15 days after the close of the hearing, no such proposed findings and conclusions have been filed, and the time for filing has expired; and

Whereas, upon reviewing all the evidence adduced in this proceeding and after giving consideration to the provisions of the act, particularly sections 5 and 8 thereof, I have concluded that the recommendation of the Committee for a minimum wage rate in the shoe manufacturing and allied industries in Puerto Rico, as defined, was made in accordance with law, is supported by the evidence adduced at the hearing, and taking into consideration the same factors as are required to be considered by the Committee, will carry out the purposes of sections 5 and 8 of the act; and

Whereas, I have set forth my decision in a document entitled "Findings and Opinion of the Administrator in the Matter of the Recommendation of Special Industry Committee No. 5 for Puerto Rico for a Minimum Wage Rate in the Shoe Manufacturing and Allied Industries in Puerto Rico," a copy of which may be had upon request addressed to the Wage and Hour Division, United States Department of Labor, Washington 25, D. C., now therefore, it is ordered, that:

- Sec.  
686.1 Approval of recommendation of Industry Committee.  
686.2 Wage rate.  
686.3 Notice of order.  
686.4 Definition of the shoe manufacturing and allied industries in Puerto Rico.

AUTHORITY: §§ 686.1 to 686.4, inclusive, issued under secs. 5 (e), 8, 52 Stat. 1032, 1064, as amended; 29 U. S. C. 205 (e), 208.

§ 686.1 *Approval of recommendation of Industry Committee.* The Committee's recommendation is hereby approved.

§ 686.2 *Wage rate.* Wages at a rate of not less than 30 cents per hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the shoe manufacturing and allied industries in Puerto Rico who is engaged in commerce or in the production of goods for commerce.

§ 686.3 *Notices of order.* Every employer employing any employees so engaged in commerce or in the production of goods for commerce in the shoe manufacturing and allied industries in Puerto Rico shall post and keep posted in a conspicuous place in each department of his establishment where such employees are working such notices of this order as shall be prescribed from time to time by the Wage and Hour Division of the United States Department of Labor and shall give such other notice as the Division may prescribe.

§ 686.4 *Definition of the shoe manufacturing and allied industries in Puerto Rico.* The shoe manufacturing and allied industries in Puerto Rico, to which this order shall apply, is hereby defined as follows:

(a) The manufacture or partial manufacture of footwear from any material and by any process except knitting, vulcanizing of the entire article or vulcanizing (as distinct from cementing) of the sole to the upper. The term footwear as used herein includes but without limitation: Athletic shoes, boots, boot tops, burial shoes, custom-made boots and shoes, moccasins, puttees (except spiral puttees) sandals, shoes completely re-built in a shoe factory, and slippers.

(b) The manufacture from leather or from any shoe upper material of all cut stock and findings for footwear, including bows, ornaments and trimmings: *Provided, however* That the production of bows, ornaments and trimmings by a manufacturer not otherwise covered by this definition shall not be included.

(c) The manufacture of the following types of cut stock and findings for footwear from any material except from rubber or composition of rubber, molded to shape: Outsoles, midsoles, insoles, taps, lifts, rands, toplifts, bases, shanks, box-toes, counters, stays, stripping, sock linings, and heel pads.

(d) The manufacture of heels from any material except molded rubber, but not including the manufacture of wood-heel blocks.

(e) The manufacture of cut upper parts for footwear, including linings, vamps and quarters.

(f) The manufacture of pasted shoe stock.

(g) The manufacture of boot and shoe patterns.

This definition supersedes the definitions contained in any and all wage orders heretofore issued for other industries in Puerto Rico to the extent that such definitions include products or operations covered by the definition of this industry.

*Effective date.* This wage order shall become effective May 24, 1948.

Signed at Washington, D. C., this 12th day of April 1948.

Wm. R. McCOMB,  
Administrator, Wage and Hour  
Division, United States De-  
partment of Labor.

[F. R. Doc. 42-3437; Filed, Apr. 21, 1948; 8:45 a. m.]

## TITLE 33—NAVIGATION AND NAVIGABLE WATERS

### Chapter II—Corps of Engineers, Department of the Army

#### PART 207—NAVIGATION REGULATIONS

##### SAN JUAN HARBOR, PUERTO RICO

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U. S. C. 1) § 207.812, establishing a portion of San Juan Harbor, Puerto Rico, south of the Naval Air Station at Isla Grande as a restricted seaplane operating area and setting forth regulations relating thereto, is hereby prescribed as follows:

§ 207.812 *San Juan Harbor Puerto Rico; seaplane restricted area*—(a) *The area.* (1) That part of San Juan Harbor, Puerto Rico, easterly and southeasterly of a line extending from Isla Grande Light 205° 1,280 yards; thence 270° 2,700 yards, to a point 218° 685 yards, from San Juan Harbor Entrance Range Front Light; thence 157° 675 yards, to a point 8° 180 yards, from San Juan Harbor Entrance Range Rear Light, thence 90° 2,185 yards, to the north side of Cataño Point. The following described portions of the area are exempted:

(i) All waters west of a line tangent to, and extending 180° from, Cataño Point.

(ii) The channel and turning basin to the Graving Dock and the channel from the Graving Dock turning basin to the Caño de Martín Peña.

(iii) The channel from the Graving Dock channel near lighted buoy 2 to the Army Terminal, Pueblo Viejo Bay.

(2) The area will be used by seaplanes for take-offs, landings, taxiing, and mooring.

(3) For protracted or regularly scheduled night seaplane operations the actual take-off and landing lane will be marked by special seadrome buoys which will show fixed lights either yellow or green. Buoys for marking the take-off and landing lane will be of the type seadrome buoy regularly used by the Navy, a small black and yellow striped rubber buoy equipped to show either yellow or green lights for night operations. No buoys will be used in the area which are not approved by the enforcing agencies, or which may be confused with the regular aids to navigation system of the harbor.

(b) *The regulations.* (1) No vessel shall lie to or anchor in or otherwise obstruct the area.

(2) All vessels passing through the area shall be alert for the approach of aircraft. Aircraft engaged in taking off or landing shall have the right of way over all vessels in the area. All vessels in the area shall proceed immediately to leave the area when warned by aircraft employing the "buzzing" method which consists of low flight by an airplane and repeated varying of the propeller speed, or when warned by a guard boat in the area.

(3) This section shall be enforced by the Commander, Naval Air Bases, Tenth Naval District, San Juan, Puerto Rico, and such agencies as he may designate. [Regs. Apr. 9, 1948, CE 800.2121 (San

Juan Harbor, P. R.)—ENGWRL (40 Stat. 266; 33 U. S. C. 1)

[SEAL] EDWARD F. WITSELL,  
Major General,  
The Adjutant General.

[F. R. Doc. 48-3552; Filed, Apr. 21, 1948; 8:53 a. m.]

## TITLE 36—PARKS AND FORESTS

### Chapter II—Forest Service, Department of Agriculture

#### PART 201—NATIONAL FORESTS

##### CALIFORNIA

CROSS REFERENCE: For transfer of lands from the Angeles National Forest to the San Bernardino National Forest and from the Los Padres National Forest to the Angeles National Forest, which affects the tabulation contained in § 201.1, see Public Land Order 466 in the Appendix to Chapter I of Title 43, *infra*.

## TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

### Chapter I—Veterans' Administration

#### PART 01—ORGANIZATION

##### BRANCH OFFICES

Sections 01.61, 01.65, 01.67 and 01.68 are revised as follows:

§ 01.61 *Addresses of Veterans' Administration Field Stations in Branch No. 2 Area (New York State, Puerto Rico)* (a) Address of Branch Office No. 2:

Deputy Administrator, Veterans' Administration Branch Office No. 2, 346 Broadway, New York 13, New York.

(b) This is a guide to the location of VA regional offices and centers, the VA Offices thereunder, and hospitals in Branch No. 2 Area, where information may be obtained by personal contact concerning benefits to veterans and their dependents and beneficiaries. Shown below are those VA Offices (formerly sub-regional offices) italicized, with Managers-in-Charge and having assigned territory; also those VA Offices (formerly contact offices) with Officers-in-Charge (Circular 68, 1947)

##### NEW YORK STATE

Type of activity	Location	Address
Center (Hospital and Regional Office).	Albany 1.....	Watervliet Arsenal.
VA Office.....	Amsterdam.....	22-24 Market St.
VA Office.....	Glens Falls.....	23-35 Ridge St.
VA Office.....	Gloversville.....	33 Bleeker St.
VA Office.....	Kingston.....	286 Fair St.
VA Office.....	Oneonta.....	175 Main St.
VA Office.....	Plattsburg.....	13 City Hall Pl.
VA Office.....	Poughkeepsie.....	13 Washington St.
VA Office.....	Saratoga Springs.....	Veterans' Administration Hospital.
VA Office.....	Schenectady.....	9-11 Yates St.
Regional Office.....	Brooklyn 5.....	35 Ryerson St.
VA Office.....	Brooklyn.....	Kings County Hospital, 451 Clarkson Ave.
Regional Office.....	Buffalo 1.....	295 Main St.
VA Office.....	Buffalo 1.....	151 W. Mohawk St.
VA Office.....	Dunkirk.....	316-320 Main St.
VA Office.....	Lockport.....	Hawley School Bldg.
VA Office.....	Jamestown.....	101 W. 3d St.

##### NEW YORK STATE—Continued

Type of activity	Location	Address
Regional Office—Continued.	Niagara Falls.....	42 Falls St.
VA Office.....	Olean.....	302 Laurens St.
VA Office.....	Rochester.....	39 State St.
VA Office.....	Hornell.....	Federal Bldg., 38-40 Broadway.
Regional Office.....	New York City 1.....	252 7th Ave.
VA Office.....	Bay Shore, L. I.....	75 4th Ave.
VA Office.....	Bronx.....	861 Grand Concourse.
VA Office.....	Flushing, L. I.....	137-35 Northern Blvd.
VA Office.....	Harlem District.....	271 W. 125 St., N. Y. 27.
VA Office.....	Jamaica, L. I.....	89-09 Sutphin Blvd.
VA Office.....	Middletown.....	16 Mulberry St.
VA Office.....	Mincola, L. I.....	Old Nassau County Courthouse.
VA Office.....	Newburgh.....	Post Office Bldg., City Hall, 840 Main St.
VA Office.....	Peekskill.....	26 Hyatt St.
VA Office.....	St. George, S. I.....	County Office Bldg.
VA Office.....	White Plains.....	20 S. Broadway.
VA Office.....	Yonkers.....	Chinese Bldg., 100 S. Ballin St.
Regional Office.....	Syracuse 2.....	Post Office Bldg.
VA Office.....	Auburn.....	64 Henry St.
VA Office.....	Binghamton.....	215-221 E. Church St.
VA Office.....	Elmira.....	320 N. Toga St.
VA Office.....	Ithaca.....	127 N. Water St.
VA Office.....	Ogdensburg.....	115 W. 3d St.
VA Office.....	Oswego.....	Post Office Bldg.
VA Office.....	Rome.....	110 Genesee St.
VA Office.....	Utica, 2.....	Post Office, 163 Arsenal St.
VA Office.....	Watertown.....	80 Lafayette St.
Branch of Central Office (Under the jurisdiction of Central Office).	New York 13.....	
Hospital.....	Batavia.....	Veterans' Administration Hospital.
Hospital.....	Bronx 63.....	139 W. Kingsbridge Rd.
Hospital.....	Brooklyn 29.....	Manhattan Beach.
Hospital.....	Canandaigua.....	Veterans' Administration Hospital.
Hospital.....	Castle Point.....	Veterans' Administration Hospital.
Hospital.....	Northport, L. I.....	Veterans' Administration Hospital.
Hospital.....	Staten Island 2.....	Veterans' Administration Hospital.
Hospital.....	Sunmount.....	Veterans' Administration Hospital.
Center (Hospital and Dormitory).	Bath.....	Veterans' Administration Center.

##### PUERTO RICO

(Including the Virgin Islands)

Center (Hospital and Regional Office).	San Juan.....	Post Office Box 4421 (all VA mail to be sent air mail; claims folders by registered regular mail).
VA Office.....	Aguadilla.....	35 Progreso St.
VA Office.....	Arecibo.....	8 Nicolas Frete St.
VA Office.....	Caguas.....	Alrich Bldg., Munoz Rivera and Goyco St.
VA Office.....	Cayey.....	46 Santiago Palmer St.
VA Office.....	Guayama.....	21 N. Hiestos St.
VA Office.....	Humacao.....	1 Font Martelo St.
VA Office.....	Mayaguez.....	60 Hiestos St.
VA Office.....	Ponce.....	Post Office Bldg., Atucha St.
VA Office.....	St. Thomas (Virgin Islands).	Charlotte Amalie.

§ 01.65 *Addresses of Veterans' Administration Field Stations in Branch No. 6 Area (Kentucky, Michigan, Ohio)* (a) Address of Branch Office No. 6:

Deputy Administrator, Veterans' Administration Branch Office No. 6, 52 South Starling Street, Columbus 8, Ohio.

(b) This is a guide to the location of VA regional offices and centers, the VA Offices thereunder, and hospitals in Branch No. 6 Area, where information may be obtained by personal contact concerning benefits to veterans and their dependents and beneficiaries. Shown below are those VA Offices (formerly sub-regional offices) italicized, with Managers-in-Charge having assigned territory\* also those VA Offices (formerly contact offices) with Officers-in-Charge (VA Circular 68, 1947)

## KENTUCKY

Type of activity	Location	Address
Regional office.	Louisville 3.	1405 W. Broadway.
VA Office.	Ashland.	1516 Bath Ave.
VA Office.	Bowling Green.	Courthouse, 401 10th St.
VA Office.	Corbin.	Walden Bldg., 2d and Kentucky Sts.
VA Office.	Covington.	City Bldg., 3d and Court Sts.
VA Office.	Frankfort.	107 St. Clair St.
VA Office.	Glasgow.	108 S. Green St.
VA Office.	Harlan.	Post Office Bldg.
VA Office.	Hazard.	Chamber of Commerce Bldg.
VA Office.	Hopkinsville.	204 E. 6th St.
VA Office.	Jackson.	Library Bldg., Main St.
VA Office.	Lexington.	508 W. Main St.
VA Office.	Madisonville.	County Courthouse.
VA Office.	Mayfield.	Post Office Bldg.
VA Office.	Maysville.	214 E. 2d St.
VA Office.	Morehead.	369 Main St.
VA Office.	Owensboro.	214½ W. 2d St.
VA Office.	Paducah.	224½ S. 6th St.
VA Office.	Pikeville.	Connolly Bldg.
VA Office.	Somerset.	Baisley Bldg., Market and Maple Sts.
VA Office.	Whitesburg.	Daniel Boone Hotel, Main St.
Hospital.	Fort Thomas.	Veterans' Administration Hospital.
Hospital.	Lexington.	Veterans' Administration Hospital.
Hospital.	Louisville.	Veterans' Administration Hospital.
Hospital.	Outwood (near Dawson Springs).	Veterans' Administration Hospital.

\* Manager-in-Charge but has no assigned territory—entire State of Kentucky under jurisdiction of the Louisville Regional Office.

## MICHIGAN

Regional Office.	Detroit 25.	Guardian Bldg.
VA Office.	Flint 3.	432 N. Saginaw St.
VA Office.	Pontiac 15.	28 N. Saginaw St.
VA Office.	Escanaba.	First National Bank Bldg., 621 Ludington St.
VA Office.	Ironwood.	219-223 Suffolk St.
VA Office.	Marquette.	Post Office Bldg.
VA Office.	Sault Sainte Marie.	Post Office Bldg.
VA Office.	Grand Rapids 2.	Keeler Bldg., 60 N. Division St.
VA Office.	Muskegon.	Terminal Arcade Bldg., Clay Ave.
VA Office.	Traverse City.	246 E. Front St.
VA Office.	Jackson.	Courthouse, 312 S. Jackson St.
VA Office.	Ann Arbor.	Rackham Bldg., 125 S. Main St.
VA Office.	Lansing 2.	215 S. Washington Ave.
VA Office.	Kalamazoo 47.	135 N. Westnedge.
VA Office.	Battle Creek.	70 W. Michigan Ave.
VA Office.	St. Joseph.	503 N. Pleasant St.
VA Office.	Saginaw.	Board of Commerce Bldg.
VA Office.	Bay City.	Post Office Bldg.
Hospital.	Dearborn.	Veterans' Administration Hospital.
Hospital.	Fort Custer (near Battle Creek).	Veterans' Administration Hospital.

## OHIO

Type of activity	Location	Address
Regional Office.	Cincinnati 2.	233 E. 6th St.
VA Office.	Chillicothe.	22 W. 21st St.
VA Office.	Hamilton.	Anthony Wayne Hotel Bldg.
VA Office.	Ironton.	233 Park Ave.
VA Office.	Portsmouth.	634 Chillicothe St.
VA Office.	Columbus 15.	260 S. High St.
VA Office.	Athens.	8 President St.
VA Office.	Cambridge.	118½ N. 6th St.
VA Office.	Lancaster.	231 S. Broad St.
VA Office.	Marion.	116 Front St.
VA Office.	Newark.	445 N. 2d St.
VA Office.	Zanesville.	416 Market St.
VA Office.	Dayton 2.	11 W. Monument Ave.
VA Office.	Findlay.	Niles Bldg., E. Sandusky St.
VA Office.	Lima.	Old Post Office Bldg., High and Elizabeth Sts.
VA Office.	Sidney.	113 N. Ohio St.
VA Office.	Springfield.	131 E. High St.
Regional Office.	Cleveland 14.	Cuyahoga Bldg., 216 Superior Ave.
VA Office.	Ashtabula 1.	Post Office Bldg.
VA Office.	Cleveland.	1305 St. Clair Ave.
VA Office.	Elyria.	Elyria Savings & Trust Co. Bldg.
VA Office.	Lorain.	205 Broadway Ave.
VA Office.	Akron.	72-76 High St.
VA Office.	Canton 2.	117 Walnut Ave. NE.
VA Office.	New Philadelphia.	122 N. Broadway.
VA Office.	Mansfield.	115 Park Ave. W.
VA Office.	Marion.	125 S. Main St.
VA Office.	Steubenville.	221 N. 4th St.
VA Office.	East Liverpool.	Municipal Bldg., 125 W. 6th St.
VA Office.	St. Clairsville.	Masonic Temple Bldg., Main St.
VA Office.	Toledo 4.	501 Huron St.
VA Office.	Sandusky.	Veterans' Bldg., Federal Bldg., 125 E. Market St.
VA Office.	Tiffin.	84½ S. Washington St.
VA Office.	Youngstown 3.	Union National Bank Bldg.
VA Office.	Warren.	Post Office Bldg.
Hospital.	Brookville.	Veterans' Administration Hospital.
Hospital.	Chillicothe.	Veterans' Administration Hospital.
Hospital.	Cleveland 9.	Veterans' Administration Center.
Hospital.	Dayton.	720 York Rd.

§ 01.67 Addresses of Veterans' Administration Field Stations in Branch No. 8 Area (Iowa, Minnesota, Nebraska, North Dakota, South Dakota) (a) Address of Branch Office No. 8:

Deputy Administrator, Veterans' Administration Branch Office No. 8, Fort Snelling, St. Paul 14, Minnesota.

(b) This is a guide to the location of VA regional offices and centers, the VA Offices thereunder, and hospitals in Branch No. 8 Area, where information may be obtained by personal contact concerning benefits to veterans and their dependents and beneficiaries. Shown below are those VA Offices (formerly sub-regional offices), italicized, with Managers-in-Charge and having assigned territory\* also those VA Offices (formerly contact offices) with Officers-in-Charge (VA Circular 68, 1947)

## IOWA

Type of activity	Location	Address
Center (Regional Office and Hospital).	Des Moines 9.	Veterans' Administration Center.
VA Office.	Burlington.	214-10 Washington St.
VA Office.	Cedar Rapids.	111 3d Ave. SW.
VA Office.	Council Bluffs.	Post Office Bldg.
VA Office.	Davenport.	Ardena Bldg., 111 E. 2d St.

## IOWA—Continued

Type of activity	Location	Address
Center (Regional Office and Hospital)—Continued	Dubuque.	Bank and Insurance Bldg.
VA Office.	Fort Dodge.	Snell Bldg., 803 Central Ave.
VA Office.	Iowa City.	104 S. Clinton St.
VA Office.	Marshalltown.	162½ W. Main St.
VA Office.	Macon City.	115 1st St. SE.
VA Office.	Ottumwa.	263 S. Green St.
VA Office.	Sioux City 9.	Badgerow Bldg., 632 4th St.
VA Office.	Waterloo.	East Park Ave. and Military St.
Hospital.	Keosauqua.	Veterans' Administration Hospital.

## MINNESOTA

Regional Office.	Minneapolis 8.	1056 W. Lake St.
VA Office.	Albert Lea.	215 S. Broadway.
VA Office.	Brainerd.	Parker Bldg., 623 Laurel St.
VA Office.	Mankato.	203 S. 2d St.
VA Office.	Marshall.	410 W. Main St.
VA Office.	Rockester.	322 1st Ave. SW.
VA Office.	St. Cloud.	Grand Central Hotel, 215th Ave.
VA Office.	Willmar.	512 Benson Ave. W.
VA Office.	Winona.	Choate Bldg., 51 E. 3d St.
VA Office.	Worthington.	505 2d Ave.
VA Office.	Duluth 2.	Christie Bldg., 120 N. 4th Ave. W.
VA Office.	Hibbing.	Civic League, Memorial Bldg.
VA Office.	St. Paul 1.	Commerce Bldg., 4th and Washington.
Hospital.	Minneapolis 17.	54th St. and 43th Ave. S.
Hospital.	St. Cloud.	Veterans' Administration Hospital.

## NEBRASKA

Regional Office.	Lincoln 1.	Veterans' Bldg., 12th and O Sts.
VA Office.	Grand Island.	314½ N. Leavenworth St.
VA Office.	Hastings.	Post Office Bldg.
VA Office.	North Platte.	118½ E. 6th St.
VA Office.	Omaha (Government of RO).	Federal Office Bldg., 15th and Dodge Sts.
VA Office.	Alliance.	114 E. 4th St.
VA Office.	Norfolk.	111 S. 1st St.
Hospital.	Lincoln 1.	Veterans' Administration Hospital.

## NORTH DAKOTA

Center (Regional Office and Hospital).	Fargo.	Veterans' Administration Center.
VA Office.	Bemidji, Minn.	263 2d St.
VA Office.	Blomberg.	Federal Bldg.
VA Office.	Devils Lake.	262 4th St.
VA Office.	Fargo.	114½ Roberts St., also Universal Bldg., 510 4th Ave. N.
VA Office.	Fergus Falls, Minn.	104 S. Court St.
VA Office.	Grand Forks.	162 N. 4th St.
VA Office.	Jamestown.	111 1st St. W.
VA Office.	Minot.	124 1st Ave. SW.

## SOUTH DAKOTA

Regional Office.	Sioux Falls.	Veterans' Administration Regional Office.
VA Office.	Aberdeen.	Western Union Bldg.
VA Office.	Brookings.	324-326 Main St.
VA Office.	Deadwood.	Post Office Bldg.
VA Office.	Mitchell.	221-223 N. Main.
VA Office.	Pierre.	101 E. Capital Ave.
VA Office.	Rapid City.	621 S. 5th Ave.
VA Office.	Watertown.	Post Office Bldg.
VA Office.	Yankton.	417 Walnut St.
Hospital.	St. Meads.	Veterans' Administration Hospital.
Center (Hospital and Demi-cillary).	Hot Springs.	Veterans' Administration Center.

## RULES AND REGULATIONS

§ 01.68 *Addresses of Veterans' Administration Field Stations in Branch No. 9 Area (Arkansas, Kansas, Missouri, Oklahoma)* (a) Address of Branch Office No. 9:

Deputy Administrator, Veterans' Administration Branch Office No. 9, 420 Locust St., St. Louis 2, Mo.

(b) This is a guide to the location of VA regional offices, the VA Offices thereunder, and hospitals in Branch No. 9 area, where information may be obtained by personal contact concerning benefits to veterans and their dependents and beneficiaries. Shown below are those VA Offices (formerly subregional offices) italicized, which have assigned territory; also those VA Offices which were formerly contact offices.

ARKANSAS		
Type of activity	Location	Address
Regional Office.....	Little Rock.....	Federal Bldg.
VA Office.....	Arkadelphia.....	1010 Sixth St.
VA Office.....	Batesville.....	113 W. Main St.
VA Office.....	Blytheville.....	116 South Second St.
VA Office.....	Fayetteville.....	14 South East St.
VA Office.....	Forrest City.....	Planters Bank Bldg.
VA Office.....	Ft. Smith.....	So. Twelfth & A Sts.
VA Office.....	Harrison.....	Soville Hotel.
VA Office.....	Helena.....	Solomon Bldg.
VA Office.....	Hot Springs.....	Citizens Bldg.
VA Office.....	Jonesboro.....	Jonesboro Clinic Bldg.
VA Office.....	Mena.....	666 Mena St.
VA Office.....	Pine Bluff.....	502½ West Fifth St.
VA Office.....	Russellville.....	Court House, 100 Main St.
VA Office.....	Searcy.....	Community Bldg.
VA Office.....	Texarkana.....	Old Federal Court, Fourth & Texas Aves.
VA Office.....	Camden.....	Camden Drug Bldg.
VA Office.....	El Dorado.....	Federal Bldg.
VA Office.....	Hope.....	County Court House.
Hospital.....	Fayetteville.....	Veterans' Administration Hospital.
Hospital.....	North Little Rock.....	Veterans' Administration Hospital.
KANSAS		
Regional Office.....	Wichita 15.....	3801 S. Oliver St.
VA Office.....	Dodge City.....	McCarthy Realty Bldg., 612 Second Ave.
VA Office.....	Hays.....	City Hall, 135 W. Eleventh St.
VA Office.....	Hutchinson.....	14 West First St.
VA Office.....	Independence.....	Citizens Nat'l Bank Bldg.
VA Office.....	Pittsburg.....	City Auditorium, Fifth & Pine Sts.
VA Office.....	Salina.....	114½ W. Iron St.
VA Office.....	Wichita 2.....	203 E. Williams St.
VA Office.....	Topeka.....	215 W. Tenth St., Masonic Temple.
VA Office.....	Concordia.....	Masonic Bldg., Eighth & Washington.
VA Office.....	Emporia.....	I. O. O. F. Bldg., 24 W. Fifth St.
VA Office.....	Manhattan.....	405A Poyntz Ave.
Hospital.....	Wichita 8.....	Kellogg and Bleckley Dr.
Center (Hospital and Domiciliary).....	Wadsworth.....	Veterans' Administration Center.
Hospital.....	Topeka.....	Veterans' Administration Hospital.
MISSOURI		
Regional Office.....	Kansas City 6.....	Municipal Auditorium, 13th and Wyandotte Sts.
VA Office.....	Chillicothe.....	619-621 Locust St., P. O. Box 411.
VA Office.....	Horton, Kans.....	115 E. 10th St.
VA Office.....	Lawrence, Kans.....	1035 Massachusetts St.

## MISSOURI—Continued

Type of activity	Location	Address
Regional Office—Continued		
VA Office.....	Maryville.....	115 W. 4th St.
VA Office.....	Nevada.....	229 W. Cherry St.
VA Office.....	Sedalia.....	511 S. Ohio St.
VA Office.....	St. Joseph 7.....	814 Frederick Ave.
VA Office.....	Springfield.....	Wilhoit Bldg., Pershing and Jefferson Sts.
VA Office.....	Joplin.....	223 W. 3d St.
VA Office.....	West Plains.....	Courthouse Bldg., 415 Pine St.
Regional Office.....	St. Louis 2.....	400-416 Broadway St.
VA Office.....	Cape Girardeau.....	301 Ward St.
VA Office.....	Caruthersville.....	Post Office Bldg.
VA Office.....	Kennett.....	New State Bank Bldg., Main and Vine Sts.
VA Office.....	Peplar Bluff.....	P. O. Bldg., 215 N. New Madrid St.
VA Office.....	Sikeston.....	Post Office Bldg.
VA Office.....	Jefferson City.....	715-A Broadway.
VA Office.....	Columbia.....	Post Office Bldg.
VA Office.....	Hannibal.....	106 S. Main St.
VA Office.....	Kirksville.....	Public Library, 111 N. 4th St.
VA Office.....	Moberly.....	702 Pine St.
VA Office.....	Rolla.....	Veterans' Administration Hospital.
Hospital.....	Excelsior Springs.....	Veterans' Administration Hospital.
Hospital.....	Jefferson Barracks 23.....	Veterans' Administration Hospital.
Hospital.....	Springfield.....	Veterans' Administration Hospital.

OKLAHOMA		
Regional Office.....	Muskogee.....	2d & Court Sts.
VA Office.....	Durant.....	Municipal Bldg.
VA Office.....	Hugo.....	Post Office Bldg.
VA Office.....	McAlester.....	Box 766, Post Office Bldg.
VA Office.....	Okmulgee.....	McCulloch Bldg., 5th and Grand Ave.
VA Office.....	Tulsa 3.....	Bethlehem Bldg., 2d and Boston Sts.
VA Office.....	Bartlesville.....	Post Office Bldg.
VA Office.....	Vinita.....	Federal Bldg.
Regional Office.....	Oklahoma City.....	1101 N. Broadway.
VA Office.....	Ada.....	Federal Bldg., 131 E. 12th St.
VA Office.....	Ardmore.....	12 B St. N. W.
VA Office.....	Clinton.....	221 Frisco St.
VA Office.....	Enid.....	Old Post Office Bldg.
VA Office.....	Norman.....	Woodrow Wilson Center, Lindsey and Jenkins St.
VA Office.....	Ponca City.....	402 E. Grand St.
VA Office.....	Shawnee.....	107 N. Broadway.
VA Office.....	Woodward.....	905½ Main St.
VA Office.....	Lawton.....	Federal Bldg., P. O. Box 1185.
Hospital.....	Muskogee.....	Memorial Station, Honor Heights Dr.
Hospital.....	Oklahoma City.....	Veterans' Administration Hospital.

[SEAL] CARL R. GRAY, Jr.,  
Administrator of  
Veterans' Affairs.

[F. R. Doc. 48-3555; Filed, Apr. 21, 1948; 8:54 a. m.]

## TITLE 39—POSTAL SERVICE

## Chapter I—Post Office Department

## PART 6—PROVISIONS APPLICABLE TO THE SEVERAL CLASSES OF MAIL MATTER

## PACKING OF FRAGILE ARTICLES

In § 6.15 *When articles liable to damage mail or injure employees may be accepted* (39 CFR 1946 Supp.) make the following change: Amend paragraph (k) to read as follows:

(k) (1) Fragile articles, such as millinery, toys, musical instruments, etc., and articles consisting wholly or in part of glass, or contained in glass, shall be

securely packed and cushioned in strong double-faced corrugated fiberboard or solid fiberboard or wooden boxes and the parcel stamped or labeled "Fragile." Parcels so labeled shall be handled with the greatest possible care. Parcels which do not contain fragile articles should not be so marked.

(2) Fragile articles addressed to or mailed in Overseas Army Post Offices, Overseas Fleet Post Offices, Alaska, Hawaii, Samoa, Puerto Rico, Virgin Islands of the United States, or the Canal Zone shall be packed in accordance with requirements for handling in International parcel post. (See § 127.71 of this chapter.)

(R. S. 161, 396, 398, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL] J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3536; Filed, Apr. 21, 1948; 8:58 a. m.]

## PART 50—PROCEDURES OF THE POST OFFICE DEPARTMENT

## PAYMENT OF REWARDS

In § 50.4302 *Payment of rewards* make the following changes:

1. Amend the first paragraph of paragraph (a) to read as follows:

§ 50.4302 *Payment of rewards.* (a) The Post Office Department will, on and after March 1, 1948, unless otherwise ordered, pay the following rewards, providing Congress makes available the necessary appropriation:

2. Amend paragraph (c) to read as follows:

(c) *Filing of applications.* Payment for services meriting a reward will be made, subject to the necessary appropriation, as aforesaid, upon presentation of satisfactory evidence and after appropriate investigation. A claim will not be considered unless presented within six months from the date of conviction of an offender, or within six months from the date of his death, if he was killed in the act of committing a crime, or in resisting lawful arrest.

3. Amend paragraph (e) (2) to read as follows:

(2) All previous offers of reward are hereby rescinded except as they may apply to cases in which arrests were made prior to March 1, 1948.

(R. S. 161, 396, secs. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369)

[SEAL] J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3531; Filed, Apr. 21, 1948; 8:57 a. m.]

## PART 127—INTERNATIONAL POSTAL SERVICE: POSTAGE RATES, SERVICE AVAILABLE, AND INSTRUCTIONS FOR MAILING

## PAKISTAN; MAIL SERVICE INITIATED

In Part 127, Title, 39, Code of Federal Regulations (13 F. R. 892), make the following changes:

1. In the Table of Contents, Part 127, Subpart D, "Rates and conditions applicable to articles in the regular (Postal Union) mails and to parcel post packages" (13 F. R. 893) insert, in the list of countries therein contained, between § 127.320 Okinawa and the Ryukyu Islands, and § 127.321 Palestine, a new country and section number, § 127.320a Pakistan.

2. In § 127.3, *Letters and letter packages* (13 F. R. 894) make the following change in paragraph (f) Insert, between Nyasaland Protectorate and Palestine, in the list of countries, a new country, Pakistan.

3. In § 127.10, *Small packets* (13 F. R. 899), make the following change in paragraph (f) Insert, between Morocco (Spanish Zone) and Panama, in the list of countries, a new country, Pakistan.

4. In § 127.74, *Dispatch notes* (13 F. R. 918), make the following change in paragraph (a) Insert, between Niger and Palestine, in the list of countries, a new country, Pakistan.

5. In § 127.199, Alphabetical index to Subpart D (13 F. R. 929) make the following change: Insert, between Okinawa and the Ryukyu Islands, § 127.320, and Palestine, § 127.321, in the list of countries and section numbers headed "Country and Section," a new country and section number, Pakistan, § 127.320a.

(R. S. 161, 396, 398, 4027, 4028, sec. 1, 25 Stat. 654, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372, 39 U. S. C. 711, 712)

[SEAL]

J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3526; Filed, Apr. 21, 1948; 8:56 a. m.]

**PART 127—INTERNATIONAL POSTAL SERVICE:  
POSTAGE RATES, SERVICE AVAILABLE, AND  
INSTRUCTIONS FOR MAILING**

**CANADA, IMPORT RESTRICTIONS RELAXED**

In § 127.227 *Canada* (13 F. R. 950) make the following change: Amend paragraph (a) (14) (xii) (b) to read as follows:

(b) As an exception, occasional parcels addressed to individuals and not exceeding \$25.00 in value containing bona fide gifts, and parcels regardless of value containing wedding gifts, may be admitted into Canada. The endorsement to be placed on these parcels by the senders is "Unsolicited gift" or "Wedding gift" as the case may be. The parcels will then be admitted if the Canadian customs authorities are satisfied that they actually contain gifts as claimed. Any of the contents exceeding \$5.00 in value, and any advertising matter, will be subject to the regular Canadian customs duty and taxes. No tobacco may be included in either type of gift parcel.

(R. S. 161, 396, 398, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL]

J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3523; Filed, Apr. 21, 1948; 8:57 a. m.]

**PART 127—INTERNATIONAL POSTAL SERVICE:  
POSTAGE RATES, SERVICE AVAILABLE, AND  
INSTRUCTIONS FOR MAILING**

**MAIL ARTICLES FOR MANCHURIA**

In § 127.231 *China* (13 F. R. 955), make the following change:

Amend paragraph (a) (5) by addition of a new subparagraph (iii) reading as follows:

(iii) The Chinese Postal Administration is returning to origin all mail articles addressed to "Manchukuo" Accordingly, all such articles should be addressed correctly to "Manchuria, China."

(R. S. 161, 396, 398, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL]

J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3529; Filed, Apr. 21, 1948; 8:57 a. m.]

**PART 127—INTERNATIONAL POSTAL SERVICE:  
POSTAGE RATES, SERVICE AVAILABLE, AND  
INSTRUCTIONS FOR MAILING**

**ADDITIONAL MAIL SERVICE TO GERMANY**

In § 127.264 *Germany*, (13 F. R. 980), make the following change:

Amend paragraph (a) (1) to read as follows:

§ 127.264 *Germany* — (a) *Regular mails*. (1) See Table No. 1, § 127.200, for classifications, rates, weight, limits, and dimensions. Letters and postal cards may be registered and return receipts furnished, if desired, upon payment of a fee of 20 cents for registration, and 5 cents for return receipt if requested at time of mailing, or ten cents if requested after mailing. Unregistered small packets are accepted. Printed matter accepted only to the American and British zones (see subparagraph (5) (iii) of this paragraph).

(R. S. 161, 396, 398, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL]

J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3535; Filed, Apr. 21, 1948; 8:58 a. m.]

**PART 127—INTERNATIONAL POSTAL SERVICE:  
POSTAGE RATES, SERVICE AVAILABLE, AND  
INSTRUCTIONS FOR MAILING**

**PARCEL POST PACKAGES TO GUATEMALA**

In § 127.272 *Guatemala* (13 F. R. 988), make the following change:

Amend paragraph (b) (5) (i) to read as follows:

(5) *Observations*. (i) The customs laws of Guatemala require that a certificate of origin be furnished for every importation except in the case of merchandise not exceeding \$50.00 in value. Nevertheless, if the articles are subject to restrictions, quotas, or special charges, the certificate is required regardless of their value.

Commercial invoices must be furnished for all merchandise imported into that country.

Both certificate of origin and commercial invoice must be visaed by a Guatemalan consul or diplomatic representative. Senders should present to the nearest Guatemalan consul five copies of the commercial invoice covering their parcels. The certificates of origin, and the original invoice which is returned after certification should not be enclosed in the parcel, but forwarded under separate cover to the addressee. The remaining copies are retained by the Consul.

(R. S. 161, 396, 398, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL]

J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3527; Filed, Apr. 21, 1948; 8:57 a. m.]

**PART 127—INTERNATIONAL POSTAL SERVICE:  
POSTAGE RATES, SERVICE AVAILABLE, AND  
INSTRUCTIONS FOR MAILING**

**INDIA; REGULAR MAILS AND PARCEL POST**

In § 127.278 *India* (13 F. R. 992) make the following change:

Amend the first paragraph to read as follows:

§ 127.278 *India*. (Including the Andaman Islands, Kuwait, Nepal, Tibet, and certain places on the Persian Gulf, viz, Bahrain Islands, Dubai, and Muscat.)

(a) *Regular mails*. See Table No. 1, § 127.200, for classifications, rates, weight limits, and dimensions. Small packets not accepted.

(R. S. 161, 396, 398, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL]

J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3534; Filed, Apr. 21, 1948; 8:53 a. m.]

**PART 127—INTERNATIONAL POSTAL SERVICE:  
POSTAGE RATES, SERVICE AVAILABLE, AND  
INSTRUCTIONS FOR MAILING**

**PARCEL POST FOR THE PHILIPPINE REPUBLIC**

In § 127.323 *Philippines (Republic of the)*, (13 F. R. 1025) make the following change:

Amend paragraph (b) (5) to read as follows:

(5) *Limitation on number of parcels*. Except as noted below, only one parcel post package per week may be sent by or on behalf of the same sender in this country to or for the same addressee in the Philippines. However, there is no limitation on the number of parcels, regardless of contents, addressed to an office or official of the Philippine Government which may be accepted for mailing at one time. There is likewise no limitation on the number of parcels containing books and other printed matter that may be sent at one time to addressees in the Philippines.

(R. S. 161, 396, 398, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL]

J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3532; Filed, Apr. 21, 1948; 8:58 a. m.]



**PART 127—INTERNATIONAL POSTAL SERVICE:  
POSTAGE RATES, SERVICE AVAILABLE, AND  
INSTRUCTIONS FOR MAILING**

**INTERNATIONAL AIR PARCEL POST; INITIATION  
OF SERVICE IN ALASKA, HAWAII, AND POS-  
SESSIONS OF UNITED STATES**

In § 127.390 *International air parcel post*, (13 F. R. 1341) make the following change:

Amend paragraph (h) to read as follows:

(h) This service is available for parcels mailed anywhere in continental United States; this service is also available for parcels mailed in Alaska, Hawaii, and the possessions of the United States, the rates and conditions being the same as for those mailed in continental United States, except that air parcels for Great Britain and Northern Ireland may not be insured for amounts over \$100.00. Air parcels mailed in the territories and possessions will be dispatched to New York, New York for forwarding to the countries of destination.

(R. S. 161, 396, 398, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL] J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3530; Filed, Apr. 21, 1948;  
8:57 a. m.]

**PART 127—INTERNATIONAL POSTAL SERVICE:  
POSTAGE RATES, SERVICE AVAILABLE, AND  
INSTRUCTIONS FOR MAILING**

**INTERNATIONAL AIR PARCEL POST; SERVICE  
TO SYRIA INITIATED**

In § 127.390 *International air parcel post* (13 F. R. 1341) make the following changes:

1. Amend paragraph (a) by inserting a new country, Syria, between Portugal, and Sweden, in the list of countries contained therein.

2. Amend paragraph (i) by inserting the following between Norway, and Sweden, in the list of countries and rates therein contained:

SYRIA <sup>3</sup>					
Lbs.	Oz.	Rate	Lbs.	Oz.	Rate
0-----	4	\$1.22	6-----	4	\$16.58
0-----	8	1.86	6-----	8	17.22
0-----	12	2.50	6-----	12	17.86
1-----	0	3.14	7-----	0	18.50
1-----	4	3.78	7-----	4	19.14
1-----	8	4.42	7-----	8	19.78
1-----	12	5.06	7-----	12	20.42
2-----	0	5.70	8-----	0	21.06
2-----	4	6.34	8-----	4	21.70
2-----	8	6.98	8-----	8	22.34
2-----	12	7.62	8-----	12	22.98
3-----	0	8.26	9-----	0	23.62
3-----	4	8.90	9-----	4	24.26
3-----	8	9.54	9-----	8	24.90
3-----	12	10.18	9-----	12	25.54
4-----	0	10.82	10-----	0	26.18
4-----	4	11.46	10-----	4	26.82
4-----	8	12.10	10-----	8	27.46
4-----	12	12.74	10-----	12	28.10
5-----	0	13.38	11-----	0	28.74
5-----	4	14.02	11-----	4	29.38
5-----	8	14.66	11-----	8	30.02
5-----	12	15.30	11-----	12	30.66
6-----	0	15.94	12-----	0	31.30

**SYRIA<sup>3</sup>—Continued**

Lbs.	Oz.	Rate	Lbs.	Oz.	Rate
12-----	4	\$31.94	28-----	4	\$72.90
12-----	8	32.58	28-----	8	73.54
12-----	12	33.22	28-----	12	74.18
13-----	0	33.86	29-----	0	74.82
13-----	4	34.50	29-----	4	75.46
13-----	8	35.14	29-----	8	76.10
13-----	12	35.78	29-----	12	76.74
14-----	0	36.42	30-----	0	77.38
14-----	4	37.06	30-----	4	78.02
14-----	8	37.70	30-----	8	78.66
14-----	12	38.34	30-----	12	79.30
15-----	0	38.98	31-----	0	79.94
15-----	4	39.62	31-----	4	80.58
15-----	8	40.26	31-----	8	81.22
15-----	12	40.90	31-----	12	81.86
16-----	0	41.54	32-----	0	82.50
16-----	4	42.18	32-----	4	83.14
16-----	8	42.82	32-----	8	83.78
16-----	12	43.46	32-----	12	84.42
17-----	0	44.10	33-----	0	85.06
17-----	4	44.74	33-----	4	85.70
17-----	8	45.38	33-----	8	86.34
17-----	12	46.02	33-----	12	86.98
18-----	0	46.66	34-----	0	87.62
18-----	4	47.30	34-----	4	88.26
18-----	8	47.94	34-----	8	88.90
18-----	12	48.58	34-----	12	89.54
19-----	0	49.22	35-----	0	90.18
19-----	4	49.86	35-----	4	90.82
19-----	8	50.50	35-----	8	91.46
19-----	12	51.14	35-----	12	92.10
20-----	0	51.78	36-----	0	92.74
20-----	4	52.42	36-----	4	93.38
20-----	8	53.06	36-----	8	94.02
20-----	12	53.70	36-----	12	94.66
21-----	0	54.34	37-----	0	95.30
21-----	4	54.98	37-----	4	95.94
21-----	8	55.62	37-----	8	96.58
21-----	12	56.26	37-----	12	97.22
22-----	0	56.90	38-----	0	97.86
22-----	4	57.54	38-----	4	98.50
22-----	8	58.18	38-----	8	99.14
22-----	12	58.82	38-----	12	99.78
23-----	0	59.46	39-----	0	100.42
23-----	4	60.10	39-----	4	101.06
23-----	8	60.74	39-----	8	101.70
23-----	12	61.38	39-----	12	102.34
24-----	0	62.02	40-----	0	102.98
24-----	4	62.66	40-----	4	103.62
24-----	8	63.30	40-----	8	104.26
24-----	12	63.94	40-----	12	104.90
25-----	0	64.58	41-----	0	105.54
25-----	4	65.22	41-----	4	106.18
25-----	8	65.86	41-----	8	106.82
25-----	12	66.50	41-----	12	107.46
26-----	0	67.14	42-----	0	108.10
26-----	4	67.78	42-----	4	108.74
26-----	8	68.42	42-----	8	109.38
26-----	12	69.06	42-----	12	110.02
27-----	0	69.70	43-----	0	110.66
27-----	4	70.34	43-----	4	111.30
27-----	8	70.98	43-----	8	111.94
27-----	12	71.62	43-----	12	112.58
28-----	0	72.26	44-----	0	113.22

3. Amend paragraph (i) further by adding a footnote, No. 3, at the end of the table of air parcel post rates, to read as follows:

<sup>3</sup> See § 127.356 (b) (1), (13 F. R. 1044), concerning offices in Syria authorized to participate in the parcel post service up to the weight limits of 11, 22, and 44 pounds.

(R. S. 161, 396, 398, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

The above service will be inaugurated on April 10, 1948.

[SEAL] J. M. DONALDSON,  
Postmaster General.

[F. R. Doc. 48-3533; Filed, Apr. 21, 1948;  
8:58 a. m.]

**TITLE 43—PUBLIC LANDS:  
INTERIOR**

**Chapter I—Bureau of Land Manage-  
ment, Department of the Interior**

**Appendix—Public Land Orders**

**[Public Land Order 464]**

**COLORADO**

**REVOKING EXECUTIVE ORDER 5201 OF  
OCTOBER 3, 1929**

By virtue of the authority contained in section 1 of the act of June 25, 1910, c. 421, 36 Stat. 847 (U. S. C. Title 43, sec. 141) and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Executive Order No. 5201 of October 3, 1929, temporarily withdrawing the following-described lands for classification and pending determination as to the advisability of adding them to the Hovenweep National Monument, is hereby revoked:

**NEW MEXICO PRINCIPAL MERIDIAN**

T. 38 N., R. 19 W.,  
Sec. 2, lots 5, 6, and 7.

The area described contains 128.01 acres. The lands described are within Colorado Grazing District No. 4, established April 8, 1935.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on June 16, 1948. At that time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from June 16, 1948, to September 15, 1948, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a) as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279-283) subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2)

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from May 28, 1948, to June 16, 1948, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on June 16, 1948 shall be treated as simultaneously filed.

(c) *Date for non-preference-right filings authorized by the public-land laws.*

Commencing at 10:00 a. m. on September 16, 1948, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference-right filings.* Applications by the general public may be presented during the 20-day period from August 28, 1948, to September 16, 1948, inclusive, and all such applications, together with those presented at 10:00 a. m. on September 16, 1948 shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Pueblo, Colorado, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254) and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the District Land Office at Pueblo, Colorado.

\*These lands lie on a high rocky plateau cut by numerous small tributaries of the San Juan River.

C. GIRARD DAVIDSON,  
*Assistant Secretary of the Interior.*

APRIL 14, 1948.

[F. R. Doc. 48-3523; Filed, Apr. 21, 1948; 8:56 a. m.]

[Public Land Order 465]

ALASKA

REVOKING IN PART EXECUTIVE ORDER OF MAY 24, 1905, WITHDRAWING CERTAIN PUBLIC LAND FOR USE OF WAR DEPARTMENT FOR MILITARY PURPOSES

By virtue of the authority vested in the President, and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Executive Order of May 24, 1905, withdrawing certain public land in Alaska for use of the War Department for military purposes, is hereby revoked so far as it affects the following-described public lands:

A strip of land 100 feet wide (50 feet on either side of center of telegraph line) along the United States military telegraph lines from Fort Egbert to the

Canadian boundary on the south bank of the Yukon River, a distance of approximately 12 miles, containing approximately 145 acres.

This order shall not otherwise become effective to change the status of such land until 10:00 a. m. on June 16, 1948. At that time the land, which is all unsurveyed, shall, subject to valid existing rights and the provisions of any existing withdrawals, be opened to settlement under the homestead laws only, and to that form of appropriation only by qualified veterans of World War II for whose service recognition is granted by act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279-283) as amended, subject to the requirements of the homestead laws, and commencing at 10:00 a. m. on September 15, 1948, any of such lands not settled upon by veterans shall become subject to settlement and other forms of appropriation by the public generally in accordance with the appropriate laws and regulations.

Available information shows the land involved is generally level and poorly drained. The cover consists chiefly of underbrush with scattered scrub black spruce of no merchantable value.

C. GIRARD DAVIDSON,  
*Assistant Secretary of the Interior.*

APRIL 14, 1948.

[F. R. Doc. 48-3524; Filed, Apr. 21, 1948; 8:56 a. m.]

[Public Land Order 468]

CALIFORNIA

TRANSFERS OF LANDS FROM ANGELES NATIONAL FOREST TO SAN BERNARDINO NATIONAL FOREST, AND FROM LOS PADRES NATIONAL FOREST TO ANGELES NATIONAL FOREST

By virtue of the authority vested in the President by the act of June 4, 1897, 30 stat. 11, 36 (U. S. C., Title 16, sec. 473) and pursuant to Executive Order No. 9337 of April 24, 1943, and upon the recommendation of the Assistant Secretary of Agriculture, it is ordered as follows:

The following-described lands within the exterior boundaries of the Angeles National Forest are hereby transferred to the San Bernardino National Forest, effective July 1, 1947.

SAN BERNARDINO MERIDIAN

T. 2 N., R. 7 W.,

Secs. 5 and 6, those parts within the Angeles National Forest lying east of the Los Angeles-San Bernardino County line.

T. 3 N., R. 7 W.,

Secs. 4, 5, 8, 9, 10, 16, and 17; Secs. 6, 7, 18, 19, 30, and 31, those parts lying east of the Los Angeles-San Bernardino County line; Secs. 3, 11, 14, 15, 20, 21, 22, 23, and 32, those parts within the Angeles National Forest.

T. 4 N., R. 7 W.,

Sec. 31, that part lying east of the Los Angeles-San Bernardino County line; Sec. 32, S½.

The following-described lands within the exterior boundaries of the Los Padres

National Forest are hereby transferred to the Angeles National Forest, effective July 1, 1947.

T. 7 N., R. 17 W.,

Secs. 6 and 7, those parts lying west of Liebre Gulch.

T. 8 N., R. 18 W.,

Secs. 2 and 3, those parts lying north and east of Los Alamos Creek.

T. 7 N., R. 18 W.,

Secs. 1, 2, and 3;

Sec. 4, E½.

Sec. 9, E½.

Secs. 10 and 11;

Sec. 12, that part lying west of Liebre Gulch;

Sec. 13, that part lying west of Liebre Gulch;

Secs. 14 and 15;

Sec. 16, E½ and that part of the SW¼ lying east of Los Alamos Creek;

Secs. 21 and 22, those parts lying east of Los Alamos Creek;

Sec. 23;

Secs. 24, 25, and 26, those parts lying west of Liebre Gulch;

Secs. 27 and 34, those parts lying east of Los Alamos Creek;

Sec. 35, that part lying west of Liebre Gulch.

T. 8 N., R. 18 W.,

Sec. 27, S½.

Sec. 28, SE¼.

Sec. 33, E½.

Sec. 34, all;

Sec. 35, W½ and SE¼.

It is not intended by this order to give a national-forest status to any publicly owned lands which have not hitherto had such a status, or to change the status of any publicly owned lands which have hitherto had national-forest status.

C. GIRARD DAVIDSON,  
*Assistant Secretary of the Interior.*

APRIL 14, 1948.

[F. R. Doc. 48-3525; Filed, Apr. 21, 1948; 8:56 a. m.]

TITLE 46—SHIPPING

Chapter II—United States Maritime Commission

Subchapter F—Merchant Ship Sales Act of 1946

[General Order 60, Supp. 17]

PART 299—RULES AND REGULATIONS, FORMS, AND CITIZENSHIP REQUIREMENTS

ADDITIONAL VESSEL PRICES

Subject to the provisions of the Merchant Ship Sales Act of 1946 (60 Stat. 41) and Part 299 of Title 46 (13 F. R. 115) the following additional vessel prices are published:

PRICES FOR STANDARD MARITIME COMMISSION VESSELS IN ACCORDANCE WITH THE MERCHANT SHIP SALES ACT OF 1946

Type vessel	Prewar domestic cost	Unadjusted statutory sales price
C3-S1-BR1 <sup>1</sup> combination cargo-passenger.	\$5,042,000	70 percent of 1941 cost, \$2,970,000.

<sup>1</sup> For adjustment for prior sales; not available for disposal. The purchaser's contract shall provide for payment of the floor price if the floor price calculated upon the war-built cost (when available later) is higher than the statutory sales price, and for adjustment of the statutory sales price if the difference between the domestic war cost and the prewar domestic cost is greater than 50 percent.

SUBPART F—PREWAR DOMESTIC COSTS;  
STATUTORY SALES PRICES

Note: Note 3a under this subpart of General Order 60, Supplement 3 (11 F.R. 8972) is amended by striking out the term "C3-S1-BR1"

Section 299.56 *Prewar domestic costs; statutory sales prices* is amended by adding at the end thereof the following paragraphs:

(qq) *Type C3-S1-BR1*.<sup>1</sup> The C3-S1-BR1 type is a combination cargo and passenger vessel with accommodations for 119 passengers.

The prices of the standard type are as follows:

<i>Prewar domestic cost</i>	<i>Unadjusted statutory sales price</i>
\$5,940,000	50% 1941 cost \$2,970,000.

(60 Stat. 41)

By order of the United States Maritime Commission.

[SEAL]

A. J. WILLIAMS,  
Secretary.

APRIL 2, 1948.

[F. R. Doc. 48-3557; Filed, Apr. 21, 1948;  
9:00 a. m.]

[General Order 60, Supp. 18]

PART 299—RULES AND REGULATIONS, FORMS,  
AND CITIZENSHIP REQUIREMENTS

## ORDER OF PREFERENCE

Section 299.2 *Order of preference* is amended by adding at the end thereof the following paragraph:

(f) *Application of charterer to purchase chartered vessel; preference over all other applicants.* A charterer of a vessel may file an application for the purchase of such vessel in any case where an application has previously been made by another applicant to purchase the same vessel, and, if filed within fifteen days from the date of the filing of the first application, a charterer filing such purchase application shall have preference over all other applicant subject only to the statutory preference granted to the former owner of such vessel or to the person for whom such vessel was constructed but to whom delivery thereof was prevented by the United States.

(Sec. 12 (d) 60 Stat. 50)

By order of the United States Maritime Commission.

[SEAL]

A. J. WILLIAMS,  
Secretary.

MARCH 26, 1948.

[F. R. Doc. 48-3556; Filed, Apr. 21, 1948;  
9:00 a. m.]

<sup>1</sup> For Adjustment for prior sales; not available for disposal. The purchaser's contract shall provide for payment of the floor price if the floor price calculated upon the war-built cost (when available later) is higher than the statutory sales price, and for adjustment of the statutory sales price if the difference between the domestic war cost and the prewar domestic cost is greater than 80%.

## TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications  
Commission

[Docket No. 8664]

PART 1—ORGANIZATION, PRACTICE AND  
PROCEDUREPART 64—MISCELLANEOUS RULES RELATING  
TO COMMON CARRIERSDOMESTIC TELEGRAPH SPEED OF SERVICE  
STUDIES AND REPORTS

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 14th day of April 1948;

The Commission, having under consideration the matter of the amendment of §§ 1.560 and 64.2 of the Commission's rules and regulations governing the conduct of domestic telegraph speed of service studies and reports with respect thereto, pursuant particularly to the provisions of sections 201 (a) and 214 (d) of the Communications Act of 1934, as amended;

It appearing, that on November 28, 1947 the Commission adopted a Notice of proposed Rule Making in this matter which was published in the FEDERAL REGISTER on December 10, 1947 (12 F. R. 8266) in accordance with section 4 (a) of the Administrative Procedure Act, and copies were distributed to various interested persons; and

It further appearing, that the period in which interested persons were afforded an opportunity to submit comments expired on January 15, 1948; that prior to said date The Western Union Telegraph Company filed comments recommending certain changes in the proposed amendments; that no other comments have been filed; and that the recommendations filed by The Western Union Telegraph Company have been carefully considered and have been incorporated in the proposed amendment as hereinafter ordered;

It further appearing, that the proposed amendment, if adopted, would provide for the conduct of studies by The Western Union Telegraph Company of the speed of service accorded to domestic telegraph messages from the origin to destination of such messages and for the submission of reports thereon; and that such studies and reports will provide the Commission with information as to the extent to which The Western Union Telegraph Company is performing its services as a common carrier subject to the provisions of the Communications Act of 1934, as amended, in an expeditious and efficient manner;

It is ordered, That effective the 1st day of June 1948, §§ 1.560 and 64.2 of the Commission's rules and regulations are amended as set forth below.

(Sec. 201 (a), 214 (d) 48 Stat. 1070, 1076;  
47 U. S. C. 201 (a), 214 (d))

Released: April 15, 1948.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

1. Amend § 1.560 of Part 1, Rules Relating to Organization and Practice and Procedure, to read as follows:

§ 1.560 *Records to be furnished regarding domestic telegraph speed of service.* The Western Union Telegraph Company shall furnish monthly reports under §§ 64.201 through 64.283 of the rules and regulations in regard to Message Center speed of service and Origin to Destination speed of service on F. C. Forms No. 338-A and No. 340-A respectively, and copies of instructions to field offices in accordance with § 64.226 of the rules and regulations.

2. Amend Part 64 of the rules as follows:

(a) Before § 64.1 insert the following title: "Subpart A—Traffic Damage Claims"

(b) Delete § 64.2 and in lieu thereof insert the following:

SUBPART B—DOMESTIC TELEGRAPH SPEED OF  
SERVICE STUDIES

## DEFINITIONS

## Sec.

- 64.201 Message center.
- 64.202 Delivery office.
- 64.203 Business routes.
- 64.204 Sent wire numbers.
- 64.205 Time filed.
- 64.206 Time delivered.
- 64.207 First attempt.
- 64.208 Message center speed of service.
- 64.209 Origin to destination speed of service.

## GENERAL PROVISIONS

- 64.221 Instructions for the conduct of domestic telegraph speed of service studies and the submission of reports thereof.
- 64.222 Messages to be marked with a filing time.
- 64.223 Computation of daily load.
- 64.224 Types of messages to be tallied at message centers.
- 64.225 Suspension of tallying.
- 64.226 Company instructions to offices making studies.
- 64.227 Summary reports.

## MESSAGE CENTER SPEED OF SERVICE; TALLY ROUTINE FOR MANUALLY OPERATED MESSAGE CENTERS

- 64.241 Tallies; when made.
- 64.242 Volume of messages to be tallied.
- 64.243 Selection of message groups.
- 64.244 Selection of messages to be tallied.
- 64.245 Measurement of time interval.
- 64.246 Exclusion of messages from tally.

## MESSAGE CENTER SPEED OF SERVICE; TALLY ROUTINE FOR REPERFORATOR OPERATED MESSAGE CENTERS

- 64.251 Volume of messages to be tallied.
- 64.252 Selection of messages to be tallied.
- 64.253 Measurement of time interval.

ORIGIN TO DESTINATION SPEED OF SERVICE; TALLY ROUTINE FOR MESSAGES DELIVERED BY TELE-  
PRINTER PRIVATE TIE LINE

- 64.261 Volume of messages to be tallied.
- 64.262 Selection of message groups.
- 64.263 Selection of messages to be tallied.
- 64.264 Exclusion of messages from tally.
- 64.265 Measurement of time interval.

ORIGIN TO DESTINATION SPEED OF SERVICE; TALLY ROUTINE FOR MESSAGES DELIVERED BY TELE-  
PHONE

- 64.271 Volume, selection and measurement.

ORIGIN TO DESTINATION SPEED OF SERVICE; TALLY ROUTINE FOR MESSAGES DELIVERED BY MESSENGER

Sec.

- 64.281 Procedure for manually operated message centers.
- 64.282 Procedure for reperforator offices.
- 64.283 Procedure at delivery offices.

SUBPART B—DOMESTIC TELEGRAPH SPEED OF SERVICE STUDIES

DEFINITIONS

§ 64.201 *Message center.* A "message center" means any telegraph operating room whose primary function is sending and receiving telegrams by telegraph, telephone, tube, or belt conveyor and which is usually separated from any public office on the premises. In the case of main offices comprised of several operating units, such as telephone centers, teline centers and trunk centers, all such units together shall be considered one message center.

§ 64.202 *Delivery office.* A "delivery office" is an office operated by the company or its agent from which messages are dispatched for physical delivery by messengers and where more than 50% of the routes are business routes.

§ 64.203 *Business routes.* A "business route" means any route whose due-out time is controlled by a business message.

§ 64.204 *Sent wire numbers.* A "sent wire number" means the channel message serial number assigned, usually beginning each day with the number 1, to messages over each channel each day.

§ 64.205 *Time filed.* "Time filed" (except in the case of multiple address messages) means the time a message is first accepted at an office for transmission. In the case of messages received in an office by messenger, the time the messenger returns to the office from the pickup run shall be the time filed. In the case of messages filed at the counter, the time the transaction with the sender is completed shall be the time filed. In the case of messages filed or corrected over the telephone, the time the transaction with the sender is completed shall be the time filed. In the case of messages filed over a teline, the time the message is correctly received and is available for release from the receiving position shall be the time filed. *Provided, however* That if an acknowledgment is sent before the message is available for release from the receiving position, the time the message is acknowledged shall be the time filed. In the case of multiple address messages where individual copies of the message are not filed, the time filed shall be no later than the time duplicating and addressing, prior to transmission, is completed.

§ 64.206 *Time delivered.* "Time delivered" means the time a message is delivered to the addressee (or to a person authorized to receive the message for the addressee) or the first attempt to make such delivery.

§ 64.207 *First attempt.* "First attempt" means: In the case of teleprinter teline delivery, the time transmission was attempted but could not be made because the addressee did not answer or, having answered, requested later trans-

mission; in the case of telephone delivery, the time the addressee's telephone is reported to be busy or not answered or the addressee is not available to receive the message. In all such cases there shall be noted on the message the "first attempt" time and the reason for non-delivery.

§ 64.208 *Message center speed of service.* Message center speed of service is the interval of time between the receipt of a message in a message center to the time of transmission from that message center.

§ 64.209 *Origin to destination speed of service.* Origin to destination speed of service in the case of messages delivered by private customer teline or by telephone, means the interval between time filed to time delivered. In the case of messages delivered by messenger it means the sum of three separate studies herein provided as follows: (a) Time filed to time received at delivery offices, (b) time received at delivery offices to time routed out and (c) time routed out to time delivered.

GENERAL PROVISIONS

§ 64.221 *Instructions for the conduct of domestic telegraph speed of service studies and the submission of reports thereof.* The Western Union Telegraph Company shall conduct monthly speed of service studies in accordance with the provisions of §§ 64.201 through 64.283 in the following twenty-five cities: Atlanta, Ga., Baltimore, Md., Boston, Mass., Buffalo, N. Y., Charlotte, N. C., Chicago, Ill., Cincinnati, Ohio; Cleveland, Ohio; Dallas, Tex., Denver, Colo., Detroit, Mich., Jacksonville, Fla., Kansas City, Mo., Los Angeles, Calif., Minneapolis, Minn., New Orleans, La., New York, N. Y., Oakland, Calif., Philadelphia, Pa., Pittsburgh, Pa., Portland, Oreg., Richmond, Va., St. Louis, Mo., San Francisco, Calif., and Washington, D. C., and shall file with the Commission, not later than the twentieth day of each succeeding month, reports thereof in quadruplicate, in accordance with § 1.560 of the Commission's rules and regulations.

§ 64.222 *Messages to be marked with a filing time.* All classes of messages which were marked with a filing time according to company practice on or after March 1, 1943 shall continue to be marked with a filing time as prescribed in § 64.205.

§ 64.223 *Computation of daily load.* The 24-hour daily average message load shall be determined on the basis of messages handled the previous month on all days, Monday through Friday, required to be studied.

§ 64.224 *Types of messages to be tallied at message centers.* Of the messages selected, as hereinafter provided, the following shall be tallied by time intervals on speed of service daily tally sheets: Government (priority full rate, and serial) Priority Messages, X and RX, Money Order, CND, Full Rate, Serial and CAK. Service messages shall be tallied as Full Rate Messages.

§ 64.225 *Suspension of tallying.* Speed of service tallies shall not be taken with

respect to messages handled on the following holidays: New Year's, Independence Day, Labor Day, Thanksgiving, and Christmas; and on the day immediately preceding each of the foregoing holidays. In the event of a serious and unusual communication emergency such as that caused by flood, earthquake, strike by respondent's employees, or fire, tallying may be suspended. In such cases, however, the Commission shall be promptly notified of any city at which studies are suspended. Any suspension of tallying pursuant to the provisions of this paragraph shall be noted and explained on the monthly summary forms filed with the Commission.

§ 64.226 *Company instructions to Offices making studies.* Two copies of all general instructions and of any amendments thereto issued to field offices for the purpose of complying with § 1.560 and §§ 64.201 through 64.283 of these rules and regulations shall be filed with the Commission upon issuance.

§ 64.227 *Summary reports.* The results of tallies of speed of service shall be summarized monthly at each city on forms approved by the Commission. The individual monthly summaries shall then be forwarded to the headquarters office of the carrier for completion of F. C. C. Form 338-A, Monthly Summary of Message Center Speed of Service, and on F. C. C. Form 340-A Monthly Summary of Origin to Destination Speed of Service.

MESSAGE CENTER SPEED OF SERVICE; TALLY ROUTINE FOR MANUALLY OPERATED MESSAGE CENTERS

§ 64.241 *Tallies; when made.* Speed of Service tallies at manually operated message centers shall be made after 7 p. m. the day of transmission but not later than the day following transmission of the messages under study except that any tally to be made on a holiday may be postponed to the following day.

§ 64.242 *Volume of messages to be tallied.* At each office studied there shall be tallied for each day, Monday through Friday, not less than one-quarter of 1% of the total 24-hour daily average of manually sent and received messages, provided, however, that for each such day a minimum of 75 messages shall be tallied by time intervals.

§ 64.243 *Selection of message groups.* (a) Groups of messages to be sampled shall be selected for tallying in the following manner:

(1) Each compartment designation of the file cabinets containing messages transmitted over teleprinter or multiplex circuits, excluding those designations or compartments containing only messages sent over teline circuits, shall be entered on a card. Where large groups of messages, such as government messages, have in the past been filed separately from other messages without subdivision, subdivisions of such groups shall be made and a designation for each subdivision entered on a card so that there will be a representative number of cards for the number of messages in such groups.

(2) The entire set of cards shall be thoroughly shuffled daily and a number

withdrawn to determine the groups of messages from which tallies will be made. These cards shall be withdrawn and used in the order of their appearance in the pack, so that the cumulative number of messages sent between 9:01 a. m. and 6:00 p. m. contained in the compartments or groups represented by the cards used is approximately 2½% of the average 24-hour daily manually sent and received messages.

§ 64.244 *Selection of messages to be tallied.* (a) The individual messages to be tallied from the compartments or groups selected shall be determined from the sent wire number as follows:

(1) A set of ten cards shall be prepared, each card bearing one of the digits 0 to 9.

(2) The ten cards shall be thoroughly shuffled face down. The digit appearing on the bottom card shall determine the messages to be tallied. Each message in the selected compartments or groups transmitted between 9:01 a. m. and 6:00 p. m. on which the sent wire number ends in the digit selected shall be tallied.

(3) If, in accordance with the foregoing instructions, the required 75 message tallies by time interval are not obtained upon examination of the messages in the compartments or groups originally selected (containing approximately 2½% of the average 24-hour daily sent and received messages) a number of additional message compartments shall be selected and examined in the order their designations appear in the shuffled pack. In no event, however, shall it be necessary to select and examine more than 3½% of the total average 24-hour sent and received messages. If experience shows that examination of 3½% of the total average 24-hour daily manually sent and received messages does not produce 75 tallies by time interval, however, additional messages in the compartments examined shall be selected and tallied by simultaneous use of one or more additional digits. These digit numbers shall be selected in order from the bottom of the pack of digit cards. In no case, however, shall less than 2½% of the average 24-hour daily sent and received messages be examined for tallying when two or more digits are used.

§ 64.245 *Measurement of time interval.* (a) The time interval for tallied messages shall be measured as follows:

(1) In the case of messages received from public offices or message centers over teleprinter or multiplex circuits manually operated at the transmitting end, the time interval shall be measured from digit time to time sent.

(2) In the case of messages received from public offices or message centers over Morse circuits, the time interval shall be measured from the received time placed on the message by the Morse operator to the time sent.

(3) In the case of messages received or filed in the message center over the telephone, the interval shall be measured from the received or filing time to the time sent.

(4) In the case of messages filed over customer tieline circuits, the interval shall be measured from the filing time at the message center to the time sent.

(5) In the case of messages received by other means, the interval shall be measured from the time received at the message center to the time sent.

(6) In cases where messages are subject to the RQ-BQ handling, the interval shall be measured from digit or received time, as the case may be, to the last BQ time.

§ 64.246 *Exclusion of messages from tally.* Messages other than those specified in § 64.224, or on which the office speed of service cannot be accurately measured as specified in § 64.245, shall not be tallied. These messages include among others: Wire, Press, Day Letter, Night Letter, Deadhead, Cable, Wireless, Radio EFM, messages received through reperforator relay, confirmation copies of messages previously delivered, messages accepted and marked on the relay copy "subject to office hours" and delayed for that reason and messages sent from the message center over Morse circuits or customer tieline circuits or commission agency circuits. All messages to be excluded from the tally shall be specifically listed in the company instructions issued to field offices.

#### MESSAGE CENTER SPEED OF SERVICE; TALLY ROUTINE FOR REPERFORATOR OPERATED MESSAGE CENTERS

§ 64.251 *Volume of messages to be tallied.* At each office studied there shall be tallied by time intervals each day between 9:01 a. m. and 6:00 p. m. Monday through Friday, a number of messages not less than one-half of 1% of the 24-hour daily average number of messages sent over multiplex reperforator circuits. *Provided, however* That for each day a minimum of 75 messages shall be tallied by time intervals.

§ 64.252 *Selection of messages to be tallied.* (a) The selection of messages to be tallied shall be made in the following manner:

(1) The name or designation of each outgoing multiplex channel associated with a secondary reperforator and line transmitter shall be entered on a list of consecutively numbered cards. In the case of lightly loaded channels, two or more channels with adjacent line transmitters may be grouped together if it is practicable to make studies of these channels at the same time. The designation of these channels on the list or cards prepared shall be so arranged as to facilitate examination of the line transmitters.

(2) All observations of line transmitters shall be made in the order of their appearance on the list or cards prepared. Where a single line transmitter is being observed, the first message which it is possible to tally by time interval, of the types enumerated in § 64.224, shall be tallied. Where more than one line transmitter is being observed, the clerk shall tally, from all channels under observation, a total number of messages equal to the number of channels in the group being observed. Thereafter, the tally clerk shall move to the next succeeding channel or channels, observations continuing until the required number of messages have been tallied. If after observing any transmitter or group of transmitters for a period of five minutes

the required number of messages have not been tallied, the clerk shall, nevertheless move to the next succeeding channel or channels. If, after all listed channels have been examined, an insufficient number of messages have been tallied observations shall be continued starting with the first channel observed that day. The last channel examined each day shall be the first channel examined the following day.

(3) If it is not necessary to observe messages continuously between 9:01 a. m. and 6:00 p. m. to secure the required number of tallies, the hours during which tallies are made shall be staggered from day to day so that each hour of the interval from 9:01 to 6:00 p. m. will be sampled as often as every other hour of that interval.

§ 64.253 *Measurement of time interval.* The following messages shall be tallied by time interval: Messages received in the message center over circuits manually operated at the sending terminal and reperforator operated at the message center and messages which show that they originated in the message center (such as originating tieline or telephoned messages) and which were manually transmitted from a local sending position. In the case of messages received in the message center over circuits manually operated at the sending terminal and reperforator operated at the message center the interval shall be measured from the digit time to the time transmission is completed through the line transmitter. In the case of messages which show that they originated in the message center (such as originating tieline or telephoned messages) the interval shall be measured from the filing time to the time transmission is completed through the line transmitter.

#### ORIGIN TO DESTINATION SPEED OF SERVICE; TALLY ROUTINE FOR MESSAGES DELIVERED BY TELEPRINTER PRIVATE TIELINE

§ 64.261 *Volume of messages to be tallied.* At each office studied there shall be tallied for each day, Monday through Friday, not less than 1% of the 24-hour daily average load of messages sent to teleprinter private tieline customers: *Provided, however* That for each day a minimum of 15 messages shall be tallied by time intervals.

§ 64.262 *Selection of message groups.* (a) Groups of messages to be sampled shall be selected for tallying in the following manner:

(1) Each compartment designation of the file cabinets, containing messages transmitted over teleprinter private tielines, shall be entered on a card. Where large groups of messages, such as government messages, have in the past been filed separately from other messages without subdivision, subdivisions of such groups shall be made and a designation for each subdivision entered on a card so that there will be a representative number of cards for the number of messages in such groups.

(2) The entire set of cards shall be thoroughly shuffled daily and a number withdrawn to determine the groups of messages from which tallies will be made. These cards shall be withdrawn and used



in the order of their appearance in the pack, so that the cumulative number of messages sent between 9:01 a. m. and 6:00 p. m. contained in the compartments or groups represented by the cards used is approximately 10% of the average 24-hour daily sent messages.

§ 64.263 *Selection of messages to be tallied.* (a) The individual messages to be tallied from the compartments or groups selected shall be determined from the sent wire number as follows:

(1) A set of ten cards shall be prepared, each card bearing one of the digits 0 to 9.

(2) The ten cards shall be thoroughly shuffled face down. The digit appearing on the bottom card shall determine the messages to be tallied. Each message in the selected compartments or groups transmitted between 9:00 a. m. and 6:00 p. m. on which the sent wire number ends in the digit selected shall be tallied.

(3) If, in accordance with the foregoing instructions, the required 15 message tallies by time interval are not obtained from examination of the messages in the compartments or groups originally selected (containing approximately 10% of the average 24-hour daily sent messages) a number of additional message compartments shall be selected and examined in the order their designations appear in the shuffled pack. In no event, however, shall it be necessary to select and examine more than 15% of the total average 24-hour sent messages. If experience shows that examination of 15% of the total average 24-hour daily sent messages does not produce 15 tallies by time interval, however, additional messages in the compartments examined shall be selected and tallied by simultaneous use of one or more additional digits. These digit numbers shall be selected in order from the bottom of the pack of digit cards. In no case, however, shall less than 10% of the average 24-hour daily sent messages be examined for tallying when two or more digits are used.

§ 64.264 *Exclusion of messages from tally.* Messages, other than those specified in § 64.224, shall not be tallied. These messages include among others: Wire, Press, Day Letter, Night Letter, Deadhead, Cable, Wireless, Radio EFM, messages accepted and marked on the relay copy "subject to office hours" and delayed for that reason. All messages to be excluded from the tally shall be specifically listed in the company instructions issued to field offices.

§ 64.265 *Measurement of time interval.* The interval of time to be measured is from the time filed to time delivered as defined in §§ 64.205 to 64.207, inclusive.

ORIGIN TO DESTINATION SPEED OF SERVICE;  
TALLY ROUTINE FOR MESSAGES DELIVERED  
BY TELEPHONE

§ 64.271 *Volume, selection and measurement.* The type of tally routine prescribed for messages delivered by teleprinter private tieline, §§ 64.261 to 64.265, inclusive, shall apply in the selection and tally of messages delivered by telephone, except that the individual messages to be tallied from the compartments or groups of telephoned messages shall be determined from the received wire number.

ORIGIN TO DESTINATION SPEED OF SERVICE;  
TALLY ROUTINE FOR MESSAGES DELIVERED  
BY MESSENGER

§ 64.281 *Procedure for manually operated message centers.* The type of tally routine prescribed for messages delivered by teleprinter private tieline, §§ 64.261 to 64.265, inclusive, shall apply in the selection and tally of messages manually transmitted to teleprinter operated delivery offices, except that the interval of time to be measured is from time filed to time transmitted to the delivery office.

§ 64.282 *Procedure for reperforator offices.* The volume, selection and measurement of messages at reperforator offices shall be conducted as follows:

(a) *Volume of messages to be tallied.* At each office studied there shall be tallied by time intervals each day, Monday through Friday, a number of messages not less than 1% of the 24-hour daily average number of messages sent over teleprinter operated delivery office circuits, *Providing, however,* That for each day a minimum of 15 messages shall be tallied by time intervals.

(b) *Selection of messages to be tallied.* The selection of messages to be tallied shall be made in the following manner:

(1) The name or designation of each outgoing teleprinter operated delivery office channel associated with a secondary reperforator and line transmitter shall be entered on a list of consecutively numbered cards. In the case of lightly loaded channels, two or more channels with adjacent line transmitters may be grouped together if it is practicable to make studies of these channels at the same time. The designation of these channels on the list of cards prepared shall be so arranged as to facilitate examination of the line transmitters.

(2) All observations of line transmitters shall be made in the order of their appearance on the list or cards prepared. Where a single line transmitter is being observed, the first message which it is possible to tally by time interval, of the types enumerated in § 64.224, shall be tallied. Where more than one line transmitter is being observed, the clerk shall tally, from all channels under observation, a total number of messages equal to the number of channels in the group being observed. Thereafter, the tally clerk shall move to the next succeeding channel or channels, observations continuing until the required number of messages have been tallied. If, after observing any transmitter or group of transmitters for a period of five minutes the required number of messages have not been tallied, the clerk shall, nevertheless move to the next succeeding channel or channels. If, after all listed channels have been examined, an insufficient number of messages have been tallied observations shall be continued starting with the first channel observed that day. The last channel examined each day shall be the first channel examined the following day.

(3) If it is not necessary to observe messages continuously between 9:01 a. m. and 6:00 p. m. to secure the required number of tallies, the hours during which tallies are made shall be staggered from day to day so that each hour of

the interval from 9:01 a. m. to 6:00 p. m. will be sampled as often as every other hour of that interval.

(c) *Measurement of time interval.* The interval of time to be measured is from time filed to the time transmission is completed through the line transmitter.

§ 64.283 *Procedure at delivery offices.* The following procedure shall be followed at delivery offices:

(a) The selection of messages to be tallied shall be made in the following manner:

(1) At all business offices in the cities enumerated in § 64.221, regularly maintaining route sheets, records shall be kept on route sheets showing whether the message controlling the due-out time is a business message. Each business route sheet shall indicate the due-out time according to established routing times, the time sent out, and the time returned. The due-out time shall be computed from the digit time at teleprinter operated offices working with manual relays and from the time received at other offices.

(2) Each city with 8 or more business offices shall separate the offices into four groups, designated Group 1, Group 2, Group 3, and Group 4; each group comprising approximately the same number of offices. Cities with less than 8 business offices shall be designated Group 1.

(3) Four times monthly in different weeks the headquarters office shall choose a four-hour period between the hours of 9:01 a. m. and 6:00 p. m. during a weekday, Monday through Friday, exclusive of holidays, to study routing and delivery performance on business routes at one of the four groups of offices. The field offices shall be notified of the selected group not earlier than the day following the day selected for study that a routing and delivery performance report shall be prepared from the route records of the day selected. The date and hours of study and the group of offices to be studied shall be alternated in such manner that the field offices cannot anticipate the period to be studied and that all the various hours and days will receive study from time to time, and that each group of offices is studied once a month.

(4) In each delivery office involved all business routes sent out during the hours selected shall be used to prepare routing and delivery performance studies.

(b) The measurement of time intervals shall be made in two steps as follows:

(1) The "time received" at the delivery office to time routed out shall, in the case of routes carrying only one message delivery, comprise the interval from the digit or received time, as the case may be, to the time routed out. Where two or more messages comprise a single route, the interval from the digit or received time of the control message on the route to the time routed out shall be divided by two. The weighted average routing out time for all messages tallied shall be computed by multiplying the time interval for each route as prescribed above by the number of messages on that route and dividing the total of such computations by the total number of messages.

(2) The time routed out to time delivered shall comprise the interval from the time the route was dispatched to the time the messenger returned, divided by two. The weighted average delivery time for all messages tallied shall be computed as prescribed in paragraph (b) (1) of this section.

[F. R. Doc. 48-3554; Filed, Apr. 21, 1948; 8:54 a. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

### Chapter I—Interstate Commerce Commission

[S. O. 436, Amdt. 7]

#### PART 95—CAR SERVICE

##### REMOVAL AND RETURN OF EMPTY REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 16th day of April A. D. 1948.

Upon further consideration of Service Order No. 436 (11 F. R. 815) as amended (11 F. R. 1627, 4039, 9453; 12 F. R. 1235, 4002, 8869) and good cause appearing therefor *It is ordered*, That:

Section 95.436 *Removal and return of empty refrigerator cars*, of Service Order No. 436, as amended, be, and it is hereby, further amended by substituting the following paragraph (i) for paragraph (i) thereof:

(i) *Expiration date*. This section shall expire at 11:59 p. m., September 8, 1948, unless otherwise modified, changed, suspended or annulled by order of this Commission.

*It is further ordered*, That this amendment shall become effective at 11:59 p. m., April 20, 1948; that a copy of this order and direction be served upon each State railroad regulatory body and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL]

W P BARTEL,  
Secretary.

[F. R. Doc. 48-3546; Filed, Apr. 21, 1948; 9:01 a. m.]

### Chapter II—Office of Defense Transportation

#### PART 500—CONSERVATION OF RAIL EQUIPMENT

##### CARLOAD FREIGHT TRAFFIC

CROSS REFERENCE: For an exception to certain provisions contained in § 500.72, see Part 520 of this chapter, *infra*.

[Special Direction ODT 18A-1, Amdt. 10]

#### PART 520—CONSERVATION OF RAIL EQUIP- MENT; EXCEPTIONS, PERMITS AND SPECIAL DIRECTIONS

##### CARLOAD FREIGHT TRAFFIC

Pursuant to the provisions of § 500.73 of General Order ODT 18A, Revised, as

amended, Special Direction ODT 18A-1, as amended (8 F. R. 14481, 9 F. R. 117, 7585; 10 F. R. 12456, 12747; 11 F. R. 9084, 10662, 12183; 12 F. R. 105; 13 F. R. 779) is hereby further amended by changing Item 910 thereof to read as follows:

910 (c) Asphalt, in bags, shall be loaded to a weight of not less than 60,000 pounds; asphalt, in carton or fibre board drums containing not less than 100 pounds or more than 250 pounds each, shall be loaded two tiers high covering the entire floor space of the car; asphalt in blocks weighing 400 pounds or more each, shall be loaded one tier high covering the entire floor space of the car; and asphalt in wooden barrels with open heads, or in steel drums with open heads, capacity 40 gallons or more each, or weighing 400 pounds or more each, shall be loaded one tier high covering the entire floor space of the car.

This Amendment 10 to Special Direction ODT 18A-1, as amended, shall become effective April 21, 1948.

(54 Stat. 676, 55 Stat. 236, 56 Stat. 177, 58 Stat. 827, 59 Stat. 658, 60 Stat. 345, 61 Stat. 34, 321, Pub. Law 395, 80th Cong., 50 U. S. C. App. Sup. 633, 645, 1152; E. O. 8989, Dec. 18, 1941, 6 F. R. 6725; E. O. 9389, Oct. 18, 1943, 8 F. R. 14183; E. O. 9729, May 23, 1946, 11 F. R. 5641, E. O. 9919, Jan. 3, 1948, 13 F. R. 59; General Order ODT 18A, Revised, as amended, 11 F. R. 8229, 8829, 10616, 13320, 14172; 12 F. R. 1034, 2386)

Issued at Washington, D. C., this 10th day of April 1948.

A. H. GASS,  
Director, Railway Transport  
Department, Office of Defense  
Transportation.

[F. R. Doc. 48-3602; Filed, Apr. 21, 1948; 8:51 a. m.]

## PROPOSED RULE MAKING

### DEPARTMENT OF THE TREASURY

#### Bureau of Narcotics

##### [21 CFR, Part 21]

##### ISOAMIDONE

##### NOTICE OF PROPOSED RULE MAKING

Notice is hereby given, pursuant to the provisions of section 1 of the act of March 8, 1946 (Public Law 320, 79th Cong., 60 Stat. 38) section 4 of the Administrative Procedure Act (Public Law 404, 79th Cong., 60 Stat. 238) and by virtue of authority vested in me by the Secretary of the Treasury (12 F. R. 1480) that a determination is proposed to be made that the new drug Isoamidone (4,4 - diphenyl - 5 - methyl - 6 - dimethylamino hexanone-3) has an addiction-forming or addiction-sustaining liability similar to morphine and is an opiate.

Consideration will be given to any written data, views, or arguments, pertaining to the addiction-forming or addiction-sustaining liability of Isoamidone, which are received by the Commissioner of Narcotics prior to May 25, 1938. Any per-

son desiring to be heard on the addiction-forming or addiction-sustaining liability of Isoamidone will be accorded the opportunity at a hearing in the office of the Commissioner of Narcotics, 1300 E Street NW., Washington, D. C., at 10:00 a. m., May 24, 1948: *Provided*, That such person furnish written notice of his desire to be heard, to the Commissioner of Narcotics, Washington 25, D. C., not later than 20 days from the publication of this notice in the FEDERAL REGISTER. If no written notice of a desire to be heard shall be received within 20 days from the date of publication of this notice in the FEDERAL REGISTER, no hearing shall be held, but the Commissioner of Narcotics shall proceed to make a recommendation to the Secretary of the Treasury for a finding under section 1 of the act of March 8, 1946.

(Public Law 320, 79th Cong., 60 Stat. 38)

[SEAL]

H. J. ANSLINGER,  
Commissioner of Narcotics.

[F. R. Doc. 48-3545; Filed, Apr. 21, 1948; 9:00 a. m.]

### FEDERAL COMMUNICATIONS COMMISSION

##### [47 CFR, Part 31]

##### [Docket No. 8774]

#### CONTRACTS FOR RESERVATION OF TIME UPON SALE OF STATION

##### SUPPLEMENTAL NOTICE OF PROPOSED RULE MAKING

In the matter of promulgation of §§ 3.109, 3.241 and 3.641 containing special rules relating to contracts providing for reservation of time upon sale of a station.

1. Supplemental notice is hereby given of proposed rule making in the above-entitled matter.

2. On February 6, 1948, the Commission released a Notice of Proposed Rule Making in the above-entitled matter. The final date for submitting comments on the proposals embodied in this Notice was March 8, 1948. It is now proposed to modify the original proposal by renumbering proposed §§ 3.109 (b) (5), 3.241 (b) (5) and 3.641 (b) (5) as 3.109 (b) (6),

3.241 (b) (6) and 3.641 (b) (6) adding the language set out below, and to include in the proposed rules new §§ 3.109 (b) (5) 3.241 (b) (5) and 3.641 (b) (5)

3. The new §§ 3.109 (b) (5) 3.241 (b) (5) and 3.641 (b) (5) would require that modifications of contracts, agreements and understandings of the type referred to in these sections contain an express provision setting forth a definite expiration date of such contracts, agreements and understandings. Since sections 301 and 309 (b) of the Communications Act of 1934, as amended, make it clear that licensees do not possess any property rights in a license, it appears to be clearly contrary to the public interest to permit the rights granted by licenses to be the subject of encumbrance by the creation of interests enduring in perpetuity or for unreasonably long periods of time. It is, therefore, proposed to promulgate §§ 3.109 (b) (5) 3.241 (b) (5) and 3.641 (b) (5) as follows:

(5) An express provision setting forth a definite expiration date of the contract, arrangement or understanding. Such expiration date shall not extend beyond June 1, 1963 and shall in no event extend beyond the expiration date originally provided for in any such contract, agreement or understanding, in the event that such expiration date is a date prior to June 1, 1963.

4. The notice of proposed rule making in the above-entitled matter provided that contracts of the type referred to were required to be modified by the inclusion of an express provision giving the licensee the right at any time to terminate the contract, arrangement or understanding upon the payment of a lump sum or periodic payments. These provisions which were formerly included in §§ 3.109 (b) (5) 3.241 (b) (5) and 3.641 (b) (5) and which are now included in §§ 3.109 (b) (6) 3.241 (b) (6) and 3.641 (b) (6) have been amended by the addition of language clarifying the requirement of those provisions by providing that the amount initially fixed should thereafter decrease as the amount of time reserved is decreased by performance of the contract. Sections 3.109 (b) (6), 3.241 (b) (6) and 3.641 (b) (6) are proposed to read as follows (New text appears in brackets)

(6) An express provision giving to the licensee the right at any time to terminate the contract, arrangement or understanding at his own discretion upon the payment of a lump sum or periodic payments [and providing that the amount initially fixed shall thereafter decrease as the amount of time reserved is decreased by performance of the contract]. Any such payment should not be so unduly large as to constitute in practice an effective deterrent to the licensee exercising the right. In determining whether the amount is unduly large, the Commission will consider the amount by which consideration in return for the transfer of the station was decreased by reason of the reservation of time or the present value of the radio time still reserved and unused as of the date of the exercise of the [right of termination].

5. The proposed rules are issued under the authority of sections 301, 303 (r)

307, 308 (b), 309 and 319 of the Communications Act of 1934.

6. Except as hereinabove set forth the notice of proposed rule making released February 6, 1948 in the above-entitled matter, is unchanged.

7. Any interested person who is of the opinion that the proposed rules should not be adopted, or should not be adopted in the form set forth, may file with the Commission on or before April 29, 1948, a written statement or brief setting forth his comments. The Commission will consider all comments, briefs and arguments presented before taking final action with respect to the proposed rules.

8. Fifteen copies of each brief or written statement should be filed as required by § 1.764 of the Commission's rules and regulations.

Adopted: April 14, 1948.

Released: April 14, 1948.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 42-3558; Filed, Apr. 21, 1948;  
8:54 a. m.]

#### [47 CFR, Part 431]

[Docket No. 6923]

#### REPORTS (FILING OF INFORMATION, CONTRACTS, PERIODIC REPORTS, ETC.)

##### NOTICE OF PROPOSED RULE MAKING

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. The Commission's proposed new rules and amendments are set forth in an appendix attached to this notice and, among other things, codify and amend the provisions of Commission Order No. 105 which upon adoption of a final order herein shall be revoked and cancelled.

3. The proposed rules are issued under the authority of sections 211 and 219 of the Communications Act of 1934, as amended.

4. Any interested person who is of the opinion that the proposed rules should not be adopted, or should not be adopted in the form set forth, may file with the Commission on or before May 17, 1948, a written statement or brief setting forth his comments. The Commission will consider all comments that are received before taking final action in the matter, and if any comments are submitted which appear to warrant the holding of an oral argument, notice of the time and place of such oral argument will be given.

5. In accordance with the provisions of § 1.764 of Part 1 of the Commission's rules relating to organization and practice and procedure, an original and 14 copies of all statements, briefs or comments filed shall be furnished the Commission.

Adopted: April 14, 1948.

Released: April 15, 1948.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

1. Add new § 43.01 to read as follows:

§ 43.01 *Reports covered by these rules.* The rules in this part apply to the filing of annual and other reports required under the provisions of sections 211 and 219 of the Communications Act of 1934, as amended.<sup>1</sup>

2. Redesignate § 43.11 as § 43.12 and as so redesignated amend said section to read as follows:

§ 43.12 *Duplicate copies.* Where more than one copy of a report under oath is required to be filed with the Commission, only one copy need be verified under oath; *Provided, however,* That such copy be plainly marked "Original" and additional copies be certified as being exact duplicates thereof.

3. Add new §§ 43.11 and 43.13 to read as follows:

##### VERIFICATION AND CERTIFICATION

§ 43.11 *Required verification.* Where a report is required to be verified under oath (or affirmed according to law) the required oath (or affirmation) may be taken before any person authorized to administer an oath by the laws of the State in which the same is taken. The signature and seal of the person so authorized must be affixed to and become a part of such report.

§ 43.13 *Required certification.* Unless a report is required to be verified under oath (or affirmed according to law), the report shall be signed by the officer or employee having the responsibility to file such report, and his signature shall constitute a certification that such report is true and correct to the best of his knowledge and belief.

4. Amend § 43.31 to read as follows:

##### MONTHLY REPORTS

§ 43.31 *Monthly reports of carriers.* Each carrier having average annual operating revenues in excess of \$250,000 shall prepare in triplicate, on forms adopted and furnished by the Commission, or on forms approved by the Commission, monthly reports of revenue, expenses, and other items as designated on such forms. Two certified copies of each such report shall be filed with the Commission within forty (40) days after the end of the calendar month covered by the report. A copy of each such report shall be filed in the principal office of the respondent, in such manner as to be readily available for inspection.

5. Commission Order No. 105 will be codified as § 43.41 and amended to read as follows:

§ 43.41 *Designation of responsible accounting officer.* (a) Each carrier subject to the Commission's accounting rules and regulations (unless it has already done so) shall designate on or before \_\_\_\_ 1948, an accounting officer who is responsible for compliance with the Commission's accounting regulations pertaining

<sup>1</sup>The rules and regulations incorporated in this part do not include certain rules and regulations requiring the filing of information in connection with specific services, accounting systems, or other rules and regulations incorporated in other parts of this title.

to the proper keeping of accounts, records, and memoranda and shall file with the Commission a certified statement containing the following information:

(1) The name and title of the individual responsible for compliance by the filing carrier with the Commission's accounting regulations, together with the date such individual was made responsible.

(2) With respect to the individual named in response to subparagraph (1) of this paragraph, the source of the assignment, or the delegation, of responsibility to him for compliance with such regulations (such as, e. g., by-laws, resolution of the board of directors, or special action of the stockholders) together with a certified copy of the instrument or other evidence of action establishing such responsibility and

(3) With respect to each individual named in response to subparagraph (1) of this paragraph, the name of the group or individual to whom he is responsible (such as, e. g., stockholders, board of directors, executive committee, chairman of the board, or president) under the provisions of the instrument establishing such responsibility.

(b) When a new individual is designated as responsible for compliance with the Commission's accounting regulations, a certified supplemental statement setting forth all the information called for by the foregoing requirements shall be filed with the Commission within five (5) days after the effective date of such new designation.

6. Amend § 43.53 to read as follows:

§ 43.53 *Division of international telegraph charges.* Each carrier engaged in the transmission or reception of telegraph communications between the continental United States and foreign countries (except countries to and from which the domestic word count applies) shall file with the Commission statements showing the divisions of the total telegraph charges on such communications over normal routes, separately for each country of origin and destination. Each such statement shall be prepared in accordance with sample forms, and the instructions in such forms, adopted and furnished by the Commission. Statements of all existing divisions of international telegraph charges over normal routes not previously filed shall be filed within 60 days after the adoption of this section. In the event any change is made with respect to any of the information once filed, a revised statement shall be filed not later than 30 days after the date such change is made: *Provided, however,* That any change in the amount of the foreign participation in the charges for outbound communications, or in the respondent's participation in

the charges for inbound communications, shall be filed not later than 15 days after any such change is agreed upon.

7. The instruction and forms referred to in the above section are set forth below.

#### INSTRUCTIONS

1. Show the information for international telegraph communications from and to U. S. gateway cities of origin and exit only, except where messages from and to other places in the continental United States result in a different foreign participation.

2. Show the total charge per word for each class of message for transmission over the normal route or routes between the continental United States and each foreign country (except countries to which the domestic word-count applies) and the division of such charge in the detail specified in the traffic arrangements between respondent and carriers or administrations in foreign countries with which respondent interchanges such messages.

3. Information with respect to classes of messages other than full rate may be shown by means of percentages of the full rate in a footnote reference when such information can be fully disclosed by such means.

4. Indicate clearly the purpose or the name of the carrier or administration for which each portion of the total charge is intended.

5. Separate forms should be used when there is a difference in the total charges or a difference in the division of charges due to a different route or because of a subdivision of the foreign country of destination or origin, unless such differences can be shown clearly by appropriate footnote references.

6. With respect to inbound communications, the total charge per word collected from users (in local currency) should be shown on the inbound form in all cases where the respondent is in a position to obtain accurate, current information; in all other cases, such information as is obtainable may be shown in any convenient manner.

7. Modifications of the form where necessary to fit particular circumstances may be made provided that the same general outline is followed.

8. If any information called for is not furnished, state the reasons for failure to furnish it.

9. The information requested should be filed in single copy.

RESPONSES TO § 43.53 OF THE F. C. & C. RULES

Original page No. ----

Carrier -----

#### OUTBOUND

Origin -----

Route -----

Country of destination -----

Subdivision -----

#### Class of Message

Full rate -----

#### Division of Charges

(In terms of U. S. dollars)

1. Total charge per word collected from users -----

2. Foreign payout (U. S. dollar equivalent of 5 (d) below) -----

3. Net to respondent -----

(In terms of the monetary unit of the international traffic accounts)

4. Total rate per word -----

5. Foreign participation:

(a) Terminal (for: ) -----

(b) Cable or radio (for: ) -----

(c) Other (for: ) -----

(d) Total -----

6. Respondent's participation:

(a) Terminal -----

(b) Cable or radio -----

(c) Other (for: ) -----

(d) Total -----

Name of foreign correspondent: -----

Conversion factor used in obtaining item 2 above: -----

Remarks: -----

(Effective date)

Original page No. ----

Carrier -----

#### INBOUND

Destination -----

Route -----

Country of origin -----

Subdivision -----

#### Class of Message

Full rate -----

#### Division of Charges

1. Total charge per word collected from users (in local currency) -----

2. Net to respondent (U. S. dollar equivalent of 5 (d) below) -----

(In terms of the monetary unit of the international traffic accounts)

3. Total rate per word -----

4. Foreign participation:

(a) Terminal (for: ) -----

(b) Cable or radio (for: ) -----

(c) Other (for: ) -----

(d) Total -----

5. Respondent's participation:

(a) Terminal -----

(b) Cable or radio -----

(c) Other (for: ) -----

(d) Total -----

Name of foreign correspondent: -----

Conversion factor used in obtaining item 2 above: -----

Remarks: -----

(Effective date)

8. Redesignate § 43.55 as § 43.52 and as so redesignated, amend such section as follows:

a. Insert in line 4, after word, "communication" the words "directly with any foreign administration, agency or carrier."

b. Insert at beginning of line 6, the words, "under oath (or affirmed according to law)"

c. Insert in line 9 before the word, "circuit", the words "direct or indirect"

d. Insert the words "except Canada or Mexico" after the word "country" appearing in line 15.

[F. R. Doc. 48-3559; Filed, Apr. 21, 1949; 8:55 a. m.]

## NOTICES

## POST OFFICE DEPARTMENT

## INTERNATIONAL MAILS

SUSPENSION OF SURFACE POSTAL UNION  
(REGULAR) MAILS TO PALESTINE

The Postal Administration of Palestine has advised this Department that effective at once, and until further notice, all mail service to that country by means of surface transportation has been suspended. Articles in the Postal Union (regular) mails will, however, for the present continue to be accepted for transmission by air to Palestine.

[SEAL]

J. M. DONALDSON,  
Postmaster General.[F. R. Doc. 48-3537; Filed, Apr. 21, 1948;  
8:59 a. m.]

## DEPARTMENT OF THE INTERIOR

## Bureau of Land Management

[Misc. 22625]

CALIFORNIA

## CLASSIFICATION ORDER

APRIL 15, 1948.

1. Pursuant to the authority delegated to me by the Secretary of the Interior by Order No. 2325 dated May 24, 1947 (43 CFR 4.275 (b) (3) 12 F. R. 3566) I hereby classify under the small tract act of June 1, 1938 (52 Stat. 609), as amended July 14, 1945 (59 Stat. 467, 43 U. S. C. sec. 682a) as hereinafter indicated, the following described public lands in the Sacramento, California, land district, embracing 155 acres:

SMALL TRACT CLASSIFICATION No. 144

CALIFORNIA No. 58

*For Leasing, for Home, Cabin, Health and Convalescent Site Purposes*

T. 14 N., R. 9 E., S. B. M.,  
Sec. 30, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ .

*For Leasing, for Home, Cabin, Health, Convalescent and Business Site Purposes*

T. 14 N., R. 9 E., S. B. M.,  
Sec. 30, N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$  and SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ .

2. These lands are located about one-half mile east of the town of Baker, and about 80 miles north of the Twenty-nine Palms area, in San Bernardino County, California. U. S. Highway No. 91 crosses the extreme northwest corner. Travel over this highway is heavy during the winter months. It is one of the main routes between Utah-Nevada points and southern California. State Highway No. 127 enters Baker from northern points of interest such as Death Valley and old ghost mining camps along the west line of the section. These lands are practically level and lie at an elevation of about 920 feet.

3. There are no public services available on these lands at the present time. It is probable that electric power and telephone lines could be extended from Baker as the demand occurs and when materials become more readily available. The common practice in the area is to purchase water. Adequate supplies for

domestic use are available at Baker. A population increase will undoubtedly lead to the development of additional water supplies. It is necessary to drill to a depth of around 210 feet in order to secure a dependable supply.

4. Pursuant to § 257.9 of the Code of Federal Regulations (43 CFR 257, Circ. 1647, May 27, 1947, and Circ. 1665, November 19, 1947) a preference right to a lease is accorded to those applicants whose applications (a) were regularly filed under the regulations issued pursuant to the act, prior to 2:10 p. m. on December 30, 1947, and (b) are for the type of site for which the land subject thereunder has been classified. As to such applications, this order shall become effective upon the date on which it is signed.

5. As to the land not covered by the applications referred to in paragraph 4, this order shall not become effective to permit the leasing of such land under the small tract act of June 1, 1938, cited above, until 10:00 a. m. on June 17, 1948. At that time such land shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection, as follows:

(a) *Ninety-day period for other preference right filings.* For a period of 90 days from 10:00 a. m. on June 17, 1948, to close of business on September 16, 1948, inclusive, to (1) application under the small tract act of June 1, 1938, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747) as amended May 31, 1947 (61 Stat. 123, 43 U. S. C. sec. 279), and by other qualified persons entitled to credit for service under the said act, subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement right and preference rights conferred by existing law or equitable claims subject to allowance and confirmation. Application by such veterans shall be subject to claims of the classes described in subdivision (2)

(b) *Advance period for simultaneous preference right filings.* All applications by such veterans and persons claiming rights superior to those of such veterans filed at 2:10 p. m. on December 30, 1947, or thereafter, up to and including 10:00 a. m. on June 17, 1948, shall be treated as simultaneously filed.

(c) *Date for nonpreference right filings authorized by the public land laws.* Commencing at 10:00 a. m. on September 17, 1948, any of the land remaining unappropriated shall become subject to application under the small tract act by the public generally.

(d) *Advance period for simultaneous nonpreference right filings.* Applications under the small tract act by the general public filed at 2:10 p. m. on December 30, 1947, or thereafter, up to and including 10:00 a. m. on September 17, 1948, shall be treated as simultaneously filed.

6. Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satis-

factory evidence of their military or naval service. Other persons entitled to credit for service shall file evidence of their right to credit in accordance with 43 CFR.181.36 (Circ. 1583). Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

7. All applications referred to in paragraphs 4 and 5, which shall be filed in the district land office at Sacramento, California, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L. D. 254), to the extent that such regulations are applicable. Applications under the small tract act of June 1, 1938, shall also be governed by the regulations contained in Part 257 of Title 43 of the Code of Federal Regulations.

8. Lessees under the small tract act of June 1, 1938, will be required, within a reasonable time after execution of the lease, to construct upon the leased land, to the satisfaction of the appropriate officer of the Bureau of Land Management authorized to sign the lease, improvements which, in the circumstances are presentable, substantial, and appropriate for the use for which the lease is issued. Leases will be for a period of 5 years at an annual rental of \$5 for home, cabin, health and convalescent sites, payable for the entire lease period in advance of the issuance of the lease. The rental for business sites will be in accordance with a schedule of graduated charges based on gross income, with a minimum charge of \$20, payable yearly in advance, the remainder, if any, to be paid within 30 days after each yearly anniversary of the lease.

9. All of the lands will be leased in tracts of approximately 5 acres each being approximately 330 by 660 feet, the longer dimension extending north and south. The tracts, whenever possible must conform in description with the rectangular system of surveys as one compact unit; i. e., the E $\frac{1}{4}$  or the W $\frac{1}{2}$  of a quarter-quarter-quarter section.

10. Preference right leases referred to in paragraph 4 will be issued for the land described in the application, irrespective of the direction of the tract, provided the tract conforms or is made to conform to the area and dimensions specified above.

11. Where only one 5-acre tract in a 10-acre subdivision is embraced in a preference right application, the Acting Manager is authorized to accept applications for the remaining 5-acre tract extending in the same direction so as to fill out the subdivision, notwithstanding the direction of the tract may be contrary to that specified in paragraph 9.

12. All inquiries relating to these lands shall be addressed to the Acting Manager, District Land Office, Sacramento 5, California.

THOS. C. HAVELL,  
Assistant Director.[F. R. Doc. 48-3541; Filed, Apr. 21, 1948;  
8:53 a. m.]



## Geological Survey

CALIFORNIA, WEST WALKER RIVER

POWER SITE CLASSIFICATION NO. 394

Pursuant to authority vested in me by the act of March 3, 1879 (20 Stat. 394; 43 U. S. C. 31), and by Departmental Order No. 2333 of June 10, 1947 (43 CFR 4.623; 12 F. R. 4025) the following described land is hereby classified as power sites insofar as title thereto remains in the United States and subject to valid existing rights; and this classification shall have full force and effect under the provisions of sec. 24 of the act of June 10, 1920, as amended by sec. 211 of the act of August 26, 1935 (16 U. S. C., Supp. V 818)

### MOUNT DIABLO MERIDIAN

- T. 5 N., R. 22 E.,  
Sec. 3, lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SW $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
Sec. 4, lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , and SE $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Sec. 9, N $\frac{1}{2}$ NE $\frac{1}{4}$ , and SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
Sec. 10, W $\frac{1}{2}$ NW $\frac{1}{4}$ .  
T. 6 N., R. 22 E.,  
Sec. 23, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , and W $\frac{1}{2}$ SW $\frac{1}{4}$ ,  
Sec. 24, N $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Sec. 25, NW $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
Sec. 26, E $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Sec. 27, SW $\frac{1}{4}$ ,  
Sec. 33, E $\frac{1}{2}$ SE $\frac{1}{4}$ ,  
Sec. 34, W $\frac{1}{2}$ NW $\frac{1}{4}$ , and W $\frac{1}{2}$ SE $\frac{1}{4}$ ,  
Sec. 35, N $\frac{1}{2}$ NW $\frac{1}{4}$ , and SW $\frac{1}{4}$ NW $\frac{1}{4}$ .  
T. 6 N., R. 23 E.,  
Sec. 17, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Sec. 18, lots 3 and 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Sec. 19, lots 1, 2, and 3, E $\frac{1}{2}$ NW $\frac{1}{4}$ .

The area described aggregates 2,804.24 acres.

THOMAS B. NOLAN,  
Acting Director

APRIL 13, 1948.

[F. R. Doc. 48-3522; Filed, Apr. 21, 1948; 8:56 a. m.]

## FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 8791, 8792, 8902]

SUSQUEHANNA BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Susquehanna Broadcasting Company, York, Pennsylvania, Docket No. 8791, File No. BPCT-302; Triangle Publications, Inc. (Philadelphia Inquirer Division) York, Pennsylvania, Docket No. 8792, File No. BPCT-307; H. J. Williams, M. E. Cousler, Lowell W. Williams and Edward C. Hale, Partners, d/b as The Helm Coal Company, York, Pennsylvania, Docket No. 8902, File No. BPCT-356; for construction permits for television stations:

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 8th day of April 1948;

The Commission having under consideration the above-entitled application of H. J. Williams, M. E. Cousler, Lowell W. Williams and Edward C. Hale, Partners,

d/b as The Helm Coal Company, for a construction permit for a television broadcast station at York, Pennsylvania, to operate unlimited time; and

It appearing, that under § 3.606 of the Commission's rules and regulations, but one television channel is allocated to the York metropolitan district;

It is ordered, That pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above-entitled application is designated for hearing in a consolidated proceeding with the other above-entitled applications at a time and place to be designated by the Commission upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine whether the operation of the proposed station would involve objectionable interference with any other existing television broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other television broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for television broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other television broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules Governing Television Broadcast Stations, and its Standards of Good Engineering Practice Concerning Television Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the issues in Docket Nos. 8791 and 8792 be, and they are hereby, enlarged to include in each case issues 4, 5, and 6 above.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3560; Filed, Apr. 21, 1948; 8:55 a. m.]

[Docket No. 8509]

WEST ALLIS BROADCASTING CO.

MEMORANDUM OPINION AND ORDERS

In re application of West Allis Broadcasting Company, West Allis, Wisconsin, Docket No. 8509, File No. BP-5800, for construction permit.

The Commission has under consideration a petition filed December 22, 1947 by Vincent S. Barker and Gladys J.

Barker, a partnership, d/b as Freeport Broadcasting Company, licensee of Station WFRL, Freeport, Illinois, requesting reconsideration of the Commission's action of November 28, 1947 (publicly announced on December 1, 1947) in granting the above-entitled application of West Allis Broadcasting Company for a permit to construct a new standard broadcast station in West Allis, Wisconsin. The West Allis Broadcasting Company filed an opposition to said petition on January 2, 1948, and both parties subsequently filed supplementary pleadings.

Although no question as to the timeliness of the petition has been raised by the pleadings, the Commission must on its own motion consider its jurisdiction in the premises, inasmuch as the petition was not filed until the twenty-first day after the public announcement of the decision of grant. Section 405 of the Communications Act provides that in radio matters the time within which application for rehearing may be made shall be limited to twenty days after the effective date of the order,<sup>1</sup> and the Commission has held that it has no power to extend the statutory period. Memorandum Opinion and Order May 8, 1947, in re application of Wilton E. Hall (WAIM) Anderson, South Carolina (3 Pike and Fischer Radio Regulation 170). However, the instant case is peculiar in that the twentieth day fell on a Sunday, and the petition was filed on the next business day. It remains to be determined, therefore, whether § 1.703 of the Commission's rules (providing that when the last day of a prescribed period falls on a Sunday or holiday, it is not to be included in the computation of time) serves to extend the twenty day period under the circumstances. In judicial interpretations of a similar statute (limiting the time for appeal from district courts of the United States to circuit courts of appeal) it had long been held that when the last day of the period fell on a Sunday or holiday, the filing of the appeal on the next business day was too late. Walker v. Hazen, 90 F. 2d 502, 503 (App. D. C., 1937). However, after the adoption of the Federal Rules of Civil Procedure, it was held that Section 6 (a) thereof (similar to § 1.703 of the Commission's rules) effectuated a change in the prior judicial constructions of the jurisdictional statute and made the method of computing time conform to that prescribed by the common law rule and standard business practice. Wilson v. Southern Ry. Co., 147 F. 2d 165 (C. C. A. 5, 1945), Sherwood Bros. v. District of Columbia, 113 F. 2d 162 (App. D. C., 1940). It has also been indicated that the method of computing time in administrative proceedings should be more liberal than in purely judicial proceedings.

<sup>1</sup> Section 402 (c) of the Communications Act provides, "Unless a later date is specified by the Commission as part of its decision, the decision complained of shall be considered to be effective as of the date on which public announcement of the decision is made at the office of the Commission in the city of Washington." Hence, since a later date was not specified by the Commission in its order of grant, the twenty day period is to be computed from the date on which public announcement was made.

Sherwood Bros. v. District of Columbia, 113 F. 2d 162 (App. D. C., 1940). It is held, therefore, that, under section 405 of the Communications Act and §§ 1.390 (a) and 1.703 of the Commission's rules, the instant petition was timely filed, and that the Commission has jurisdiction to consider it.

On the merits, it appears that the petition should be granted. Under the Commission's Standards the proposed operation at West Allis, Wisconsin, would involve objectionable interference with petitioner's Station WFRL in Freeport, Illinois, and measurements submitted by the West Allis Broadcasting Company are not sufficient to show that the conductivity between Freeport and West Allis is different from that shown in the Standards, since the measurements were not taken over the exact path involved. Further, petitioner has also submitted measurements which, although likewise having little or no probative value, purport to show that the interference would be greater than as computed under the Standards.

Accordingly, *It is ordered*, This 14th day of April 1948 that, pursuant to section 309 (a) of the Communications Act of 1934, as amended, and § 1.390 of the Commission's rules, the said petition by Freeport Broadcasting Company (WFRL) be, and it is hereby, granted; that the grant of the above-entitled application of West Allis Broadcasting Company be, and it is hereby, set aside; and that said application of West Allis Broadcasting Company be, and it is hereby, designated for hearing, at a time and place to be designated by subsequent order of the Commission upon the following issues:

1. To determine the technical and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine whether the operation of the proposed station would involve objectionable interference with Station WFRL, Freeport, Illinois, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

*It is further ordered*, That Vincent S. Barker and Gladys J. Barker, a partnership, d/b as Freeport Broadcasting Com-

pany, licensee of Station WFRL, Freeport, Illinois, be, and it is hereby, made a party to this proceeding.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3501; Filed, Apr. 21, 1948;  
8:55 a. m.]

[Docket No. 8903]

HUDSON BROADCASTING SYSTEM, INC.

ORDER DESIGNATING APPLICATION FOR  
HEARING ON STATED ISSUES

In re application of Hudson Broadcasting System, Inc., Mount Vernon, New York, Docket No. 8903, File No. BMPH-1069; for extension of completion date for construction permit for Class A FM Station WHBJ, Mount Vernon, New York.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 8th day of April 1948;

The Commission having under consideration the above-entitled application of Hudson Broadcasting System, Inc. (File No. BMPH-1069) for extension of time to complete construction of Station WHBJ (a Class A FM station to be located in Mount Vernon, New York) (File No. BPH-484)

It appearing, That on February 6, 1947, the Commission granted the Hudson Broadcasting System, Inc. a construction permit for a new Class A FM station at Mount Vernon, New York (File No. BPH-484) and that on September 15, 1947 the Commission granted the application of Hudson Broadcasting System, Inc. for additional time within which to construct the FM station (File No. BMPH-313),

It further appearing, That the construction of the Class A FM station authorized on February 6, 1947 and completion required by December 6, 1947 has not been completed;

*It is ordered*, That pursuant to sections 309 and 319 of the Communications Act of 1934, as amended, the above-entitled application (File No. BMPH-1069) be, and it is hereby, designated for hearing at Washington, D. C. on May 5, 1948 upon the following issues:

1. To determine whether the Hudson Broadcasting System, Inc. has been diligent in proceeding with construction of its Class A FM station at Mount Vernon, New York, authorized by the construction permit granted on February 6, 1947.

2. To determine whether it would be in the public interest, convenience or necessity to grant the application of Hudson Broadcasting System Inc. (File No. BMPH-1069) for extension of time to construct a Class A FM station at Mount Vernon, New York, as authorized by the Commission on February 6, 1947.

3. To determine whether the applicant is financially qualified to construct and operate the proposed station.

[SEAL] - FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3502; Filed, Apr. 21, 1948;  
8:55 a. m.]

[Docket Nos. 5963, 6354, 7321]

REPORTER BROADCASTING CO. (KRBC) ET AL.

CONTINUANCE OF ORAL ARGUMENT

In the matter of Reporter Broadcasting Co. (KRBC) Abilene, Texas, Docket No. 5963, File No. B3-P-2553; Calcasieu Broadcasting Co. (KPLC) Lake Charles, La., Docket No. 6664, File No. B3-P-3623; KRIC, Incorporated (KRIC) Beaumont, Texas, Docket No. 7321, File No. B3-P-4410; for construction permits.

You are hereby notified that the ORAL ARGUMENT in the above-entitled proceeding scheduled to be heard before the Commission en banc on Tuesday, April 13, 1948, has been continued to Friday, April 30, 1948, and will be heard before the Commission en banc in Room 6121 of the offices of the Commission at Washington, D. C., beginning at 10 o'clock a. m.

Dated: April 9, 1948.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3553; Filed, Apr. 21, 1948;  
8:55 a. m.]

VHF SPECIALIZED OPERATIONAL RADIO-  
TELEPHONE MARITIME MOBILE SERVICE

DECISION TO ESTABLISH SERVICE

APRIL 8, 1948.

The Commission today announced that it had decided to establish on a regular basis at the earliest opportunity a VHF (very high frequency) radiotelephone maritime mobile service to serve the operational and business needs of ships. The Commission also announced that in connection with this decision it had granted applications for certain land radiotelephone stations and a number of associated radiotelephone stations aboard tugboats.

Although experimental grants have previously been made to communication common carriers looking toward the development of regularized VHF operation in the established public maritime mobile service in direct connection with public service land wire telephone systems, the action here announced is exceptional in the marine field.

The grants here concerned are designated as class 2 experimental. However, the Commission emphasized that these grants are not for the purpose of determining whether a proposed service should be established on a regular basis, but rather are to be construed as being of an interim character to permit operation in order that the Commission may thereby be furnished with information needed for the formulation of rules to govern the service on a regular basis.

Many questions remain unsolved in relation to the operations authorized by these grants and other similar ones that may be made, and, of necessity, the Commission reserves to itself authority to make such changes in the authorizations as from time to time seem to it necessary or desirable.

It is proposed to make further interim grants in this specialized service to all

eligible applicants, but until further determinations are made such grants will not be for use on a common carrier basis. The establishment of this service will not preclude further common carrier experimentation on the one duplex channel (2 frequencies) now being used for such experimental purposes.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3564; Filed, Apr. 21, 1948;  
8:55 a. m.]

[Docket No. 8395]

TWIN CITIES BROADCASTING CORP.  
(WDGY)

ORDER CONTINUING HEARING

In re order to show cause directed to Twin Cities Broadcasting Corporation (WDGY) Minneapolis, Minnesota, Docket No. 8395, File No. BS-669.

The Commission having under consideration a petition filed April 1, 1948, by Twin Cities Broadcasting Corporation (WDGY), Minneapolis, Minnesota, requesting cancellation of the hearing in the above-entitled proceeding, now scheduled for April 15, 1948, at Washington, D. C., on an Order to Show Cause why the existing station license issued to WDGY should not be modified so as to authorize operation on 1130 kc, with 5 kw power, either daytime only or with directional antenna or other means to avoid causing interference to the normally protected primary service (0.1 mv/m contour day) and the secondary nighttime service (0.5 -50% sky-wave contour) of Station KWKH.

It appearing, that on February 27, 1948, petitioner's application (File No. BP-5429; Docket No. 8363) for construction permit to increase power of WDGY to 50 kw day and 25 kw nighttime and to install a new transmitter and a directional antenna at a new location was granted, subject to certain engineering conditions; and

It further appearing, that on March 17, 1948, petitions for reconsideration of the above grant were filed by International Broadcasting Corporation (KWKH) Shreveport, Louisiana, and by Greater New York Broadcasting Corporation (WNEW) New York, New York; that on March 24, 1948, an opposition to the said petitions for reconsideration was filed by the petitioner herein; and that no action has been taken on the said petitions for reconsideration; and

It further appearing, in the light of the foregoing, that, should the said petitions for reconsideration be granted and the above-mentioned construction permit for increase in power of WDGY and for installation of a directional antenna be rescinded, a hearing on the above-mentioned Order to Show Cause may be necessary but that no such hearing is necessary at the present time;

It is ordered, This 9th day of April, 1948, that the said petition be, and it is hereby, denied; and

It is further ordered, That, on the Commission's own motion, the hearing in the above-entitled proceeding be, and it is hereby, continued until a time and place to be specified in a subsequent order.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3565; Filed, Apr. 21, 1948;  
8:45 a. m.]

[Docket No. 8374]

KXRO, Inc.

ORDER CONTINUING HEARING

In re application of KXRO, Incorporated (KXRO) Aberdeen, Washington, Docket No. 8374, File No. BP-5568; for construction permit.

Whereas, the above-entitled application of KXRO, Incorporated (KXRO) Aberdeen, Washington, is scheduled to be heard on April 12, 1948, at Washington, D. C., and

Whereas, there is pending a petition for reconsideration and grant without hearing filed June 24, 1947, by the said applicant;

It is ordered, This 9th day of April, 1948, on the Commission's own motion, that the said hearing on the above-entitled application of KXRO, Incorporated (KXRO) be, and it is hereby, continued to 10:00 a. m., Monday, May 3, 1948, at Washington, D. C.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3566; Filed, Apr. 21, 1948;  
8:45 a. m.]

[Docket Nos. 8285 and 8627]

NORTH JERSEY BROADCASTING CO., INC.  
(WPAT) AND MONOCACY BROADCASTING  
CO. (WFMD)

ORDER CONTINUING HEARING

In re applications of North Jersey Broadcasting Company, Inc. (WPAT) Paterson, New Jersey, Docket No. 8285, File No. BP-4613; The Monocacy Broadcasting Company (WFMD) Frederick, Maryland, Docket No. 8627, File No. BP-5128; for construction permits.

The Commission having under consideration a joint petition filed April 1, 1948, by North Jersey Broadcasting Company, Inc. (WPAT) Paterson, New Jersey, and Monocacy Broadcasting Company (WFMD) Frederick, Maryland, requesting a continuance in the hearing on the above-entitled applications presently scheduled for April 14, 1948;

It is ordered, This 9th day of April, 1948, that the petition be, and it is hereby, granted; and that the said hearing on the above-entitled application be, and it is hereby, continued to 10:00 a. m., Monday, May 24, 1948, at Washington, D. C.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3567; Filed, Apr. 21, 1948;  
8:46 a. m.]

[Docket No. 8480]

SALT RIVER VALLEY BROADCASTING CO.  
(KOY)

ORDER CONTINUING HEARING

In re application of Salt River Valley Broadcasting Company (KOY) Phoenix, Arizona, Docket No. 8480, File No. BP-5733; for construction permit.

The Commission having under consideration a petition filed April 5, 1948, by Salt River Valley Broadcasting Company (KOY), Phoenix, Arizona, requesting a continuance to May 3, 1948, of the hearing now scheduled for April 12, 1948, at Washington, D. C., on its above-entitled application for construction permit;

It is ordered, This 9th day of April, 1948, that the petition be, and it is hereby, granted; and that the said hearing on the above-entitled application be, and it is hereby, continued to 10:00 a. m., Monday, May 3, 1948, at Washington, D. C.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3568; Filed, Apr. 21, 1948;  
8:46 a. m.]

[Docket Nos. 8276, 8277]

COCONINO BROADCASTING CO. AND GRAND  
CANYON BROADCASTING CO. (KWRZ)

ORDER CONTINUING HEARING

In re applications of Coconino Broadcasting Company, Flagstaff, Arizona, Docket No. 8276, File No. BP-5667; James L. Stapleton, Jessie Martin, and Duard K. Nowlin, d/b as Grand Canyon Broadcasting Company (KWRZ) Flagstaff, Arizona, Docket No. 8277, File No. BP-6004; for construction permits.

The Commission having under consideration a petition filed April 7, 1948, by Coconino Broadcasting Company, Flagstaff, Arizona, requesting a 20-day continuance of the hearing now scheduled for April 12, 1948, at Washington, D. C., on the above-entitled applications for construction permit;

It is ordered, This 9th day of April, 1948, that the petition be, and it is hereby, granted; and that the said hearing on the above-entitled applications be, and it is hereby, continued to 10:00 a. m., Monday, May 3, 1948, at Washington, D. C.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3569; Filed, Apr. 21, 1948;  
8:46 a. m.]

[Docket No. 8302]

CHARLES WILBUR LAMAR, JR.

ORDER CONTINUING HEARING

In re application of Charles Wilbur Lamar, Jr., Morgan City, Louisiana, Docket No. 8302, File No. BP-4913; for construction permit.

Whereas, the above-entitled application of Charles Wilbur Lamar, Jr., Morgan City, Louisiana, is scheduled to be heard on April 12, 1948, at Washington, D. C., and

Whereas, there is pending a petition for reconsideration and grant without hearing filed December 24, 1947, by the said applicant; and counsel for the above-entitled applicant has consented to a continuance of the said hearing pending action on the said petition for reconsideration and grant without hearing;

*It is ordered*, This 9th day of April 1948, on the Commission's own motion that the said hearing on the above-entitled application of Charles Wilbur Lamar, Jr., be, and it is hereby, continued to 10:00 a. m., Friday, April 30, 1948, at Washington, D. C.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3570; Filed, Apr. 21, 1948;  
8:46 a. m.]

[Docket No. 8681]

COMMUNITY BROADCASTING CO.

#### ORDER CONTINUING HEARING

In re application of Leslie C. Smith, B. G. Moffett and J. H. Mayberry, a partnership d/b as Community Broadcasting Company, Corpus Christi, Texas, Docket No. 8681, File No. BP-6306; for construction permit.

The Commission having under consideration a petition filed April 8, 1948, by Leslie C. Smith, B. G. Moffett and J. H. Mayberry, a partnership, d/b as Community Broadcasting Company, Corpus Christi, Texas, requesting that the hearing on its above-entitled application for construction permit be continued from April 15, 1948, to April 28, 1948, at Washington, D. C.,

*It is ordered*, This 9th day of April, 1948, that the petition be, and it is hereby, granted; and that the hearing on the above-entitled application be, and it is hereby, continued to 10:00 a. m., Thursday, April 28, 1948, at Washington, D. C.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3571; Filed, Apr. 21, 1948;  
8:46 a. m.]

[Docket No. 8426]

NAUGATUCK VALLEY BROADCASTING CORP.

#### ORDER CONTINUING HEARING

In re application of The Naugatuck Valley Broadcasting Corporation, Ansonia, Connecticut, Docket No. 8426, File No. BP-5926; for construction permit.

Whereas, the above-entitled application of The Naugatuck Valley Broadcasting Corporation, Ansonia, Connecticut, is scheduled to be heard on April 12, 1948, at Washington, D. C., and

Whereas, there is pending a petition for reconsideration and grant without

hearing filed December 19, 1947, by the said applicant;

*It is ordered*, This 9th day of April, 1948, on the Commission's own motion, that the said hearing on the above-entitled application of The Naugatuck Valley Broadcasting Corporation be, and it is hereby, continued to 10:00 a. m., Friday, April 30, 1948, at Washington, D. C.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3572; Filed, Apr. 21, 1948;  
8:47 a. m.]

[Docket No. 8376]

COMMUNITY BROADCASTING SERVICE, INC.  
(WWBZ)

#### ORDER CONTINUING HEARING

In re application of Community Broadcasting Service, Inc. (WWBZ) Vineland, New Jersey, Docket No. 8376, File No. BP-5696; for construction permit.

Whereas, the above-entitled application of Community Broadcasting Service, Inc. (WWBZ) Vineland, New Jersey, is scheduled to be heard by itself on April 16, 1948, at Washington, D. C., and

Whereas, there is pending with the Commission a petition requesting a waiver of hearing procedure;

*It is ordered*, This 9th day of April, 1948, that the said hearing on the above-entitled application be, and it is hereby, continued to 10:00 a. m., Wednesday, May 5, 1948, at Washington, D. C.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3573; Filed, Apr. 21, 1948;  
8:47 a. m.]

[Docket Nos. 8179 and 8180]

BLACKHAWK BROADCASTING CO. AND WTAX,  
INC.

#### ORDER CONTINUING HEARING

In re applications of Blackhawk Broadcasting Company, Sterling, Illinois, Docket No. 8179, File No. BP-5409; WTAX, Incorporated (WTAX) Springfield, Illinois, Docket No. 8180, File No. BP-5588; for construction permits.

Whereas, the above-entitled applications of Blackhawk Broadcasting Company, Sterling, Illinois, and WTAX, Incorporated (WTAX), Springfield, Illinois, are scheduled to be heard in a consolidated proceeding at Washington, D. C., on April 12, 1948; and

Whereas, it now appears that in addition to the mutual interference between the above-entitled applications, the application of Blackhawk Broadcasting Company involves objectionable adjacent channel interference with the services proposed in the pending application to change facilities at Station WLPO, LaSalle, Illinois, and that the application of WTAX, Inc., involves objectionable adjacent channel interference with the services proposed in a pending application for a new station at Shelbyville, Illinois; and

that the latter two applications have not yet been consolidated in the above-entitled proceeding;

*It is ordered*, This 9th day of April, 1948, that the said hearing be, and it is hereby, continued to 10:00 a. m., Thursday, April 29, 1948, at Washington, D. C.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3574; Filed, Apr. 21, 1948;  
8:47 a. m.]

[Docket No. 8395]

TWIN CITIES BROADCASTING CORP.  
(WDGY)

#### ORDER CONTINUING HEARING

In re order to show cause directed to Twin Cities Broadcasting Corporation (WDGY) Minneapolis, Minnesota, Docket No. 8395, File No. BS-669.

The Commission having under consideration a petition filed April 1, 1948, by Twin Cities Broadcasting Corporation (WDGY) Minneapolis, Minnesota, requesting cancellation of the hearing in the above-entitled proceeding, now scheduled for April 15, 1948, at Washington, D. C., on an Order to Show Cause why the existing station license issued to WDGY should not be modified so as to authorize operation on 1130 kc, with 5 kw power, either daytime only or with directional antenna or other means to avoid causing interference to the normally protected primary service (0.1 mv/m contour day) and the secondary nighttime service (0.5 —50% skywave contour) of Station KWKH.

It appearing, that on February 27, 1948, petitioner's application (File No. BP-5429; Docket No. 8363) for construction permit to increase power of WDGY to 50 kw day and 25 kw nighttime and to install a new transmitter and a directional antenna at a new location was granted, subject to certain engineering conditions; and

It further appearing, that on March 17, 1948, petitions for reconsideration of the above grant were filed by International Broadcasting Corporation (KWKH) Shreveport, Louisiana, and by Greater New York Broadcasting Corporation (WNEW), New York, New York; that on March 24, 1948, an opposition to the said petitions for reconsideration was filed by the petitioner herein; and that no action has been taken on the said petitions for reconsideration; and

It further appearing, in the light of the foregoing, that, should the said petitions for reconsideration be granted and the above-mentioned construction permit for increase in power of WDGY and for installation of a directional antenna be rescinded, a hearing on the above-mentioned Order to Show Cause may be necessary but that no such hearing is necessary at the present time;

*It is ordered*, This 9th day of April, 1948, that the said petition be, and it is hereby, denied; and

*It is further ordered*, That, on the Commission's own motion, the hearing in the above-entitled proceeding be, and

it is hereby, continued until a time and place to be specified in a subsequent order.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3576; Filed, Apr. 21, 1948;  
8:47 a. m.]

[Docket Nos. 8557, 8630, 8631, 8651, 8737-8740,  
8821]

NEW ENGLAND THEATRES, INC., ET AL.

#### ORDER CONTINUING HEARING

In re applications of New England Theatres, Inc., Boston, Massachusetts, Docket No. 8557, File No. BPCT-140; Boston Metropolitan Television Company, Boston, Massachusetts, Docket No. 8630, File No. BPCT-203; New England Television Company, Inc., Boston, Massachusetts, Docket No. 8631, File No. BPCT-210; Massachusetts Broadcasting Corporation, Boston, Massachusetts, Docket No. 8651, File No. BPCT-219; Columbia Broadcasting System, Inc., Boston, Massachusetts, Docket No. 8738, File No. BPCT-247; Matheson Radio Company, Inc., Boston, Massachusetts, Docket No. 8739, File No. BPCT-248; E. Anthony & Sons, Inc., Boston, Massachusetts, Docket No. 8740, File No. BPCT-223; Cherry & Webb Broadcasting Company, Providence, Rhode Island, Docket No. 8737, File No. BPCT-223; Twentieth Century-Fox New England, Inc., Boston, Massachusetts, Docket No. 8821, File No. BPCT-305; for construction permits.

The Commission having under consideration a petition filed April 7, 1948, by Cherry & Webb Broadcasting Company, Providence, Rhode Island, requesting a continuance of the hearing now scheduled for April 26, 1948, at Boston, Massachusetts, on the above-entitled applications for television construction permits;

*It is ordered*, This 9th day of April, 1948, that the petition be, and it is hereby, granted; and that the said hearing on the above-entitled applications be, and it is hereby, continued to 10:00 a. m., Monday, June 28, 1948, at Boston, Massachusetts.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3576; Filed, Apr. 21, 1948;  
8:47 a. m.]

[Docket Nos. 7287, 8694, 8695, 8730, 8743, 8782,  
8840]

ALLEGHENY BROADCASTING CORP. ET AL.

#### ORDER CONTINUING HEARING

In re applications of Allegheny Broadcasting Corporation, Pittsburgh, Pennsylvania, Docket No. 7287, File No. BPCT-147; Westinghouse Radio Stations, Inc., Pittsburgh, Pennsylvania, Docket No. 8694, File No. BPCT-221, WPTT, Incorporated, Pittsburgh, Pennsylvania, Docket No. 8695, File No. BPCT-241, WWSW, Incorporated, Pittsburgh, Pennsylvania, Docket No. 8730, File No. BPCT-254;

United Broadcasting Corporation, Pittsburgh, Pennsylvania, Docket No. 8743, File No. BPCT-276; WCAE, Incorporated, Pittsburgh, Pennsylvania, Docket No. 8782, File No. BPCT-293; Pittsburgh Radio Supply House, Inc., Pittsburgh, Pennsylvania, Docket No. 8840, File No. BPCT-345; for construction permits.

The Commission having under consideration a petition filed March 31, 1948, by WWSW Incorporated, Pittsburgh, Pennsylvania, requesting a continuance in the hearing presently scheduled for May 17, 1948, at Pittsburgh upon its above-entitled application for construction permit;

*It is ordered*, This 9th day of April, 1948, that the petition be, and it is hereby, granted; and that the said hearing be, and it is hereby, continued to 10:00 a. m., Monday, June 14, 1948, at Pittsburgh, Pennsylvania.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3577; Filed, Apr. 21, 1948;  
8:47 a. m.]

[Docket Nos. 8765-8768]

A. FRANK KATZENTINE ET AL.

#### ORDER CONTINUING HEARING

In re applications of A. Frank Katzentine, Miami Beach, Florida, Docket No. 8765, File No. BPCT-127; Miami Broadcasting Company, Miami, Florida, Docket No. 8766, File No. BPCT-218; The Fort Industry Company, Miami, Florida, Docket No. 8767, File No. BPCT-228; Isle of Dreams Broadcasting Corporation, Miami, Florida, Docket No. 8768, File No. BPCT-237; for construction permits.

This is a joint petition filed April 2, 1948, by A. Frank Katzentine, Miami Beach, Florida, Miami Broadcasting Company, Miami, Florida, The Fort Industry Company, Miami, Florida, and the Isle of Dreams Broadcasting Corporation, Miami, Florida, requesting a 20-day continuance of the hearing now scheduled for April 26, 1948, at Miami, Florida, on the above-entitled applications for construction permits;

*It is ordered*, This 9th day of April, 1948, that the petition be, and it is hereby, granted; and that the said hearing be, and it is hereby, continued to 10:00 a. m., Monday, May 17, 1948, at Miami, Florida.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3578; Filed, Apr. 21, 1948;  
8:47 a. m.]

MONTEREY PENINSULA BROADCASTING CO.

#### PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL<sup>1</sup>

The Commission hereby gives notice that on April 8, 1948 there was filed with it an application (BTC-633) for its con-

<sup>1</sup> Section 1.321, Part 1, Rules of Practice and Procedure.

sent under section 310 (b) of the Communications Act to the proposed transfer of control of Monterey Peninsula Broadcasting Company, licensee of AM station KDON and permittee of KDON-FM, Monterey, California from Robert A. Griffin to Salinas Newspapers, Inc., Salinas, California. The proposal to transfer control arises out of a contract of December 19, 1947 pursuant to which Robert A. Griffin proposes to sell all of his 1,000 shares (or 50%) of the outstanding common voting stock of licensee company to Salinas Newspapers, Inc., for a consideration of \$42,500. Of this amount \$1,000 was paid upon execution of the agreement and the remaining \$41,500 is to be paid upon transfer of the stock after approval by the Commission. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant on April 14, 1948 that starting on April 13, 1948 notice of the filing of the application would be inserted in the Monterey Peninsula Herald, a newspaper of general circulation at Monterey, California in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from April 13, 1948 within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b) 48 Stat. 1086; 47 U. S. C. 310 (b))

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 48-3579; Filed, Apr. 21, 1948;  
8:47 a. m.]

#### FEDERAL POWER COMMISSION

[Docket Nos. G-988 and G-1011]

TEXAS EASTERN TRANSMISSION CORP.

ORDER CONSOLIDATING PROCEEDINGS AND  
FIXING DATE OF HEARING

APRIL 19, 1948.

Upon consideration of the application filed January 19, 1948, as amended by an amended application filed March 15, 1948, by Texas Eastern Transmission Corporation (Applicant) in Docket No. G-988, and a separate application filed March 9, 1948, in Docket No. G-1011, for an order, pursuant to section 7 of the Natural Gas Act, as amended, permitting applicant to abandon and remove certain natural gas facilities subject to the jurisdiction of the Commission, and for a certificate of public convenience and necessity authorizing applicant to construct and operate certain natural gas facilities, as well as a certificate in Docket No. G-1011 authorizing applicant to store certain pipe, all as



more fully described in such applications on file with the Commission and open to public inspection; and

It appearing to the Commission that:

It is desirable in the public interest that a public hearing be held upon the matters presented and the issues involved in Docket Nos. G-988 and G-1011, and that the two dockets be consolidated for hearing;

The Commission orders that:

(A) The above-docketed proceedings in Docket Nos. G-988 and G-1011 be and they are hereby consolidated for the purpose of hearing;

(B) A public hearing be held on April 26, 1948, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such applications;

(C) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of said rules of practice and procedure.

Date of issuance: April 19, 1948.

By the Commission.

LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-3547; Filed, Apr. 21, 1948;  
8:53 a. m.]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 70-1774]

NORTHERN STATES POWER CO.  
(MINNESOTA)

### ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 14th day of April A. D. 1948.

Northern States Power Company (Minnesota) a registered holding company and a subsidiary company of Northern States Power Company (Delaware) likewise a registered holding company, having filed an application pursuant to sections 9 and 10 of the Public Utility Holding Company Act of 1935 with respect to the following transaction:

Northern States Power Company (Minnesota) proposes to acquire from the City of Sioux Falls, South Dakota, an electric distribution system in said city for a cash consideration of \$37,000. Expenses in connection with said acquisition are estimated at \$500. The application states that no State or Federal Commission, other than this Commission, has jurisdiction over the proposed transaction.

Said application having been filed on March 12, 1948, and the Commission having given notice of said filing in the form and manner prescribed by Rule U-23 promulgated under said act, and the Commission not having received a request for a hearing with respect to said application within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The applicant having requested that the Commission's order herein be issued as promptly as possible and become ef-

fective upon the issuance thereof, and the Commission deeming it appropriate to grant such request; and

The Commission finding with respect to said application, that the requirements of the applicable provisions of the act and the rules and regulations promulgated thereunder are satisfied and that no adverse findings are necessary thereunder and deeming it appropriate in the public interest and in the interest of investors and consumers that said application be granted:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that said application be, and the same hereby is, granted, and that the proposed transactions may be consummated forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 48-3540; Filed, Apr. 21, 1948;  
8:59 a. m.]

[File No. 70-1793]

KANSAS POWER AND LIGHT CO.

### ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C. on the 14th day of April 1948.

The Kansas Power and Light Company ("Kansas Power") a public utility subsidiary of North American Light & Power Company, a registered holding company, has filed an application or declaration, and amendments thereto, in which section 6 (b) or section 7 of the Public Utility Holding Company Act of 1935 ("Act") and Rules U-20, U-23 and U-24 promulgated thereunder are designated as applicable regarding the following proposed transactions:

Kansas Power, for the purpose of obtaining interim funds necessary to meet construction expenditures, estimated in the amount of \$6,338,500 for 1948 and \$7,394,100 for 1949, proposes to borrow in an aggregate amount not to exceed \$5,000,000 from Bankers Trust Company, New York, New York, from time to time, pursuant to the terms of a loan agreement whereby credit in that amount is extended to Kansas Power until March 31, 1949. As evidence of such borrowings, Kansas Power proposes to issue unsecured promissory notes maturing on December 31, 1949 and bearing interest at the rate of 2% per annum from date of such borrowings. Interest on said notes will be payable every three months from date thereof, and at maturity.

Said loan agreement provides for payment of a commitment fee computed at  $\frac{1}{2}$  of 1% per annum from the effective date of the agreement until March 31, 1949, on the average daily unused portion of the credit, payable on the last day of each calendar quarter. The loan agreement also provides for prepayment of all or any part of the indebtedness, under certain specified conditions, without premium or penalty.

The State Corporation Commission of the State of Kansas has issued a certificate permitting the proposed transactions.

Said application or declaration and amendments thereto, having been duly filed and notice of such filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for hearing with respect to said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission deeming it appropriate to consider the aforesaid application or declaration as a declaration pursuant to sections 6 (a) and 7 of the act; and deeming it appropriate to grant a request that the Commission's action herein be accelerated; and finding that the requirements of the applicable provisions of the act and rules promulgated thereunder are satisfied, that no adverse findings are necessary, and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration, as amended, be permitted to become effective:

It is hereby ordered, Pursuant to Rule U-23 that said declaration, as amended, be, and the same is hereby, permitted to become effective forthwith, subject to the terms and conditions prescribed by Rule U-24.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 48-3538; Filed, Apr. 21, 1948;  
8:59 a. m.]

[File No. 812-543]

AFFILIATED FUND, INC.

### NOTICE OF APPLICATION

At a regular session of the Securities and Exchange Commission held at its offices in Washington, D. C., on the 16th day of April A. D. 1948.

Notice is hereby given that Affiliated Fund, Inc., of 63 Wall Street, New York 5, New York, an open-end management company registered under the Investment Company Act of 1940, has filed an application pursuant to section 6 (c) of the act for an order exempting from the provisions of section 15 of the act to the extent that such provisions would require approval by the vote of a majority of the outstanding voting securities of the applicant a proposed transaction whereby the applicant would enter into a contract amending an existing contract with Lord, Abnett & Co., Inc., of 63 Wall Street, New York 5, New York, pursuant to which Lord, Abnett & Co., Inc., serves as investment adviser to the applicant.

It appears that the applicant on January 19, 1948, entered into a contract dated as of the close of business January 31, 1948, with Lord, Abnett & Co., Inc., pursuant to which the latter company agreed to serve as investment adviser of the applicant, and the applicant agreed to pay to Lord, Abnett & Co., Inc., certain fees therein set forth. It further appears that the applicant and Lord, Abnett &

Co., Inc., propose to enter into a supplemental agreement amending said contract by reducing the amount of the fees payable thereunder.

For a more detailed statement of the matters of fact and law asserted, all interested persons are referred to said application which is on file in the offices of the Commission in Washington, D. C.

Notice is further given that an order granting the application, in whole or in part and upon such conditions as the Commission may see fit to impose, may be issued by the Commission at any time on or after April 23, 1948, unless prior thereto a hearing upon the application is ordered by the Commission, as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may, not later than April 21, 1948 at 5:30 p. m., submit to the Commission in writing his views or any additional facts bearing upon this application or the desirability of a hearing thereon, or request the Commission in writing that a hearing be held thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street, NW., Washington 25, D. C., and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the application which he desires to controvert.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 48-3539; Filed, Apr. 21, 1948;  
8:59 a. m.]

## DEPARTMENT OF JUSTICE

### Office of Alien Property

**AUTHORITY:** 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 10956]

HENRY KLEINMANN

In re: Stock owned by Henry Kleinmann. F-28-25216-D-1, F-28-25216-D-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Henry Kleinmann, whose last known address is Eisenbahnstrasse No. 4, Mainz-Kastel, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: a. Thirty-eight (38) shares of \$5.00 par value common capital stock of Carl Fischer, Inc., 56-62 Cooper Square, New York 3, New York, evidenced by certificate numbered 55, registered in the name of Henry Kleinmann, together with all declared and unpaid dividends thereon, and

b. Thirty-eight (38) shares of no par value capital stock of C. F. Holding Co.,

Inc., 56-62 Cooper Square, New York 3, New York, evidenced by certificate numbered 55, registered in the name of Henry Kleinmann, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948:

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director  
Office of Alien Property.

[F. R. Doc. 48-3580; Filed, Apr. 21, 1948;  
8:48 a. m.]

[Vesting Order 10983]

WILLIAM GIESKER

In re: Trust under will of William Giesker, deceased. File No. D-28-2282; E. T. sec. 2874.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Herman Giesker, Karl Giesker, Eliza Giesker Lakamp, and Anna Giesker Holzman, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the trust created under Item Seven of the will of William Giesker, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

3. That such property is in the process of administration by The Western Bank & Trust Co., Cincinnati, Ohio; Susie Giesker, 210 Piedmont Street, Cincinnati, Ohio; Adele M. Strobel, 249 Ludlow Avenue, Cincinnati, Ohio, as trustees, act-

ing under the judicial supervision of the Probate Court of Hamilton County, Ohio;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 31, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3581; Filed, Apr. 21, 1948;  
8:48 a. m.]

[Vesting Order 10991]

ELIZABETH ANNA LEHMANN AND SEBASTIAN LEHMANN

In re: Estate of Elizabeth Anna Lehmann, deceased and trust u/w of Sebastian Lehmann, deceased. File No. F-28-19292; E. T. sec. 16051.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Clara Agnes Schubert, also known as Clara Agnes Schubert and Clara Agnes Schubert, whose last known address is Germany, is a resident of Germany, and a national of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the person identified in subparagraph 1 hereof in and to the estate of Elizabeth Anna Lehmann, deceased, and in and to the trust under the will of Sebastian Lehmann, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany),

3. That such property is in the process of administration by Charles L. Lehmann, as executor of the will of Elizabeth Anna Lehmann, deceased, and Fiduciary Trust Company, Boston, Massachusetts, as trustee of the trust u/w of Sebastian Lehmann, deceased, acting under the judicial supervision of the Probate Court of Suffolk County, Massachusetts;

and it is hereby determined:

4. That to the extent that the person identified in subparagraph 1 hereof is

not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 31, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3582; Filed, Apr. 21, 1948;  
8:48 a. m.]

[Vesting Order 10998]

BANCO GERMANICO DE LA AMERICA DEL SUR,  
S. A. MADRID

In re: Bond and stock owned by Banco Germanico de la America Del Sur, S. A. Madrid, also known as Deutsch-Sudamerikanische Bank. F-28-17516-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Deutsch-Sudamerikanische Bank, the last known address of which

is Berlin, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Berlin, Germany, and is a national of a designated enemy country (Germany),

2. That Banco Germanico de la America Del Sur, S. A. Madrid, also known as Deutsch-Sudamerikanische Bank, the last known address of which is Madrid, Spain, is a corporation, partnership, association or other business organization, organized under the laws of Spain and which is or, since the effective date of Executive Order 8389, as amended, has been owned or controlled by the aforesaid Deutsch-Sudamerikanische Bank, and is a national of a designated enemy country (Germany)

3. That the property described as follows: a. One (1) Cuba Northern Railways First Mortgage 5½%, series of 1942, Gold Bond, of \$1,000.00 face value, bearing the number M15003, with four detached uncollected coupons of the above described bond dated December-1940, June 1941, December 1941 and June 1942, presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York 5, New York, together with any and all rights thereunder and thereto, and

b. Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered in the names of the persons set forth in Exhibit A, presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York 5, New York, together with all declared and unpaid dividends thereon, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on ac-

count of, or owing to, or which is evidence of ownership or control by, Banco Germanico de la America Del Sur, S. A. Madrid, also known as Deutsch-Sudamerikanische Bank, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

4. That Banco Germanico de la America Del Sur, S. A. Madrid, also known as Deutsch-Sudamerikanische Bank, is controlled by or acting for or on behalf of a designated enemy country (Germany) or a person within such country and is a national of a designated enemy country (Germany) and

5. That to the extent that the persons named in subparagraphs 1 and 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 31, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

#### EXHIBIT A

Name and address of issuing corporation	Place of incorporation	Type of stock	Number of shares	Certificate No.	Registered holder
General Electric Co., 570 Lexington Ave., New York, N. Y.	New York	Common	169	NYC43314	Lee & Co.
			169	NYC43315	Do.
			169	NYC43316	Do.
International Telephone & Telegraph Corp., 67 Broad St., New York, N. Y.	Maryland	Capital foreign shares	29	NYD33723	Do.
Radio Corporation of America, 30 Rockefeller Plaza, New York, N. Y.	Delaware	Common foreign shares	73	FR/C370	Egger & Co.
United States Steel Corp., 71 Broadway, New York, N. Y.	New Jersey	Common	15	P2423	Lee & Co.
			169	N1323	Do.

[F. R. Doc. 48-3583; Filed, Apr. 21, 1948; 8:48 a. m.]

[Vesting Order 11030]

MAX ENIGLEIN

In re: Stock owned by Max Englein. D-28-2142-D-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Max Englein, whose last known address is Pfarrlohn 31, Falkenstein, Vogtland, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: Thirty two (32) shares of \$25.00 par value Class A capital stock of Hearst Consolidated Publications, Inc., 1008 Hearst Building, San Francisco, California, evidenced by certificates numbered SFO-4293, SFO-5105, SFO-5739, SFO-6330 and SFO-9314, for 4, 4, 4, 12 and 8 shares, respectively, registered in the name of Max Englein, together with all declared and unpaid dividends thereon, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of

ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been

made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3584; Filed, Apr. 21, 1948;  
8:48 a. m.]

[Vesting Order 11031]

YOICHI FUJII

In re: Bonds owned by Yoichi Fujii.  
F-39-1501-A-1, F-39-1501-A-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Yoichi Fujii, whose last known address is Hatsuka-ichi, Saiki-gun, Hiroshima, Japan, is a resident of Japan and a national of a designated enemy country (Japan),

2. That the property described as follows: Ten (10) Tokyo Dento Kabushiki Kaisha, Japan, 6% Gold Dollar Bonds, due June 15, 1953, of \$1,000 face value each, bearing the numbers 17709, 17710, 20132, 30942, 31097, 33411, 33942, 34137, 34138 and 35085, each bond with coupons numbered 27 to 50, inclusive, ASCA, presently in the custody of George S. Fujii, doing business as Fujii Junichi Shoten, 120 North Hotel Street, Honolulu, T. H., together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Yoichi Fujii, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or other-

wise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3585; Filed, Apr. 21, 1948;  
8:48 a. m.]

[Vesting Order 11032]

HISAO FUJIKAWA

In re: Bonds owned by Hisao Fujikawa.  
F-39-1503-A-1, F-39-1503-A-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hisao Fujikawa, whose last known address is Ono-mura, Saiki-gun, Hiroshima, Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: Ten (10) Tokyo Dento Kabushiki Kaisha, Japan, 6% Gold Dollar Bonds due June 15, 1953, of \$1,000 face value each, bearing the numbers 38961, 41206, 41867, 44781, 45164, 46968, 50522, 53096, 54611 and 54659, each bond with coupons numbered 27 to 50, inclusive, ASCA, presently in the custody of George S. Fujii, doing business as Fujii Junichi Shoten, 120 North Hotel Street, Honolulu, T. H., together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Hisao Fujikawa, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3586; Filed, Apr. 21, 1948;  
8:48 a. m.]

[Vesting Order 11033]

MAX GRUENHUT

In re: Debt owing to Max Gruenhut. Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Max Gruenhut, the last known address of which is Hamburg, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Hamburg, Germany and is a national of a designated enemy country (Germany),

2. That the property described as follows: a. That certain debt or other obligation owing to Max Gruenhut, by Phoenix Shipping Co., Inc., 21-24 State Street, New York, New York, in the amount of \$2,510.13, as of March 15, 1948, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Max Gruenhut, by Phoenix Shipping Co., Inc., 21-24 State Street, New York, New York, in the amount of \$124.67, as of 1941, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3587; Filed, Apr. 21, 1948;  
8:48 a. m.]

[Dissolution Order 74]

PIONEER POTASH CORP.

Whereas, by Vesting Order No. 929, executed February 22, 1943 (8 F. R. 3639, March 24, 1943) there were vested all the issued and outstanding shares of the capital stock of Pioneer Potash Corporation, a Delaware corporation; and

Whereas, Pioneer Potash Corporation has been substantially liquidated;

Now, under the authority of the Trading With the Enemy Act, as amended, and Executive Orders 9095, as amended, and 9788, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except a claim in the amount of \$20,000 asserted by Joseph Glass, Esq., 170 Broadway, New York City, for legal services; and except such claim, if any, as the Attorney General of the United States may have for monies advanced or services rendered to or on behalf of the corporation; and

2. Finding that a reserve of \$25,000 will be sufficient to discharge any liability of the corporation to Mr. Glass, and to meet any further expenses in the continued liquidation of the corporation; and

3. Having determined that it is in the national interest of the United States that said corporation be dissolved and that its assets be distributed, and a Certificate of Dissolution having been issued by the Secretary of State of the State of Delaware;

hereby orders, that the officers and directors of Pioneer Potash Corporation (to wit, Martin S. Watts, President and Director, Robert Kramer, Secretary and Director, and Stanley B. Reid, Treasurer and Director, and their successors, or any of them) continue the proceedings for the dissolution of Pioneer Potash Corporation; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then set aside the amount of \$25,000 as a reserve to discharge any liability of the corporation to Mr. Glass and to meet further expenses in the continued liquidation of the corporation; and

(d) They shall then pay over, transfer, assign and deliver to the Attorney Gen-

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eral of the United States all of the funds and property, if any, remaining in their hands after the payments as aforesaid, including any balance which may remain in the above-mentioned reserve after discharge of any liability of the corporation to Mr. Glass and after payment of any further expenses in the continued liquidation of the corporation, the same to be applied by the Attorney General of the United States, first, in satisfaction of such claim, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and second, as a liquidation distribution of assets to the Attorney General of the United States as holder of all the issued and outstanding stock of the corporation; and

further orders, that nothing herein set forth shall be construed as prejudicing the right under the Trading With the Enemy Act, as amended, of any person who may have a claim against said corporation to file such claim with the Attorney General of the United States hereunder: *Provided, however*, That nothing herein contained shall be construed as creating additional rights in such person: *Provided, Further* That any such claim against said corporation shall be filed with or presented to the Attorney General of the United States within the time and in the form and manner prescribed for such claims by the Trading With the Enemy Act, as amended, and applicable regulations and orders issued

pursuant thereto; and further orders, that all actions taken and acts done by the said officers and directors of Pioneer Potash Corporation pursuant to this Order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading With the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C., this 16th day of April 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3597; Filed, Apr. 21, 1948;  
8:50 a. m.]

[Return Order 107]

JOHAN BOJER

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant and claim No.	Notice of intention to return published	Property
Johan Bojer, in care of Mr. Hallvard Hillestad, 2 Wall St., New York 6, N. Y. Claim No. 6318.	March 6, 1948 (13 F. R. 1234).	\$241.77 in the Treasury of the United States. Property to the extent owned by claimant immediately prior to the vesting thereof, described in vesting order No. 434 (9 F. R. 1376, Nov. 17, 1944) relating to the literary works "The Last of the Vikings," "A Prisoner," "Who Sang," "The Emigrants," "The New Temple," "The Everlasting Struggle," "The Hour and the Sea," "By Day and By Night," and "The King's Men" (listed in exhibit A of said vesting order).

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on April 19, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-3598; Filed, Apr. 21, 1948;  
8:50 a. m.]

[Vesting Order 11043]

HARUO FUJII

In re: Bonds owned by the personal representatives, heirs, next of kin, legatees and distributees of Haruo Fujii, deceased. F-39-1497-A-1, F-39-1497-A-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Haruo Fujii, deceased, who there

is reasonable cause to believe are residents of Japan, are nationals of a designated enemy country (Japan)

2. That the property described as follows: a. Ten (10) Tokyo Dento Kabushiki Kaisha, Japan, 6% Gold Dollar Bonds due June 15, 1953, of \$1,000 face value each, bearing the numbers 1676, 1677, 1678, 1679, 1680, 3562, 3563, 3568, 3569 and 3570, each bond with coupons numbered 27 to 50, inclusive, ASCA, presently in the custody of George S. Fujii, doing business as Fujii Junichi Shoten, 120 North Hotel Street, Honolulu, T. H., together with any and all rights thereunder and thereto, and

b. Ten (10) Shinyetsu Denryoku Kabushiki Kaisha, Japan, 6½% First Mortgage Sinking Fund Bonds due December 1, 1952, of \$1,000 face value each, bearing the numbers 2728, 2729, 5455, 5493, 5945, 5946, 7354, 7355, 7356 and 7357, each bond with coupons numbered 28 to 50, inclusive, ASCA, presently in the custody of George S. Fujii, doing business as Fujii Junichi Shoten, 120 North Hotel Street, Honolulu, T. H., together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or de-



liverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the personal representatives, heirs, next of kin, legatees and distributees of Haruo Fujii, deceased, the aforesaid nationals of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 6, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-3588; Filed, Apr. 21, 1948;  
8:49 a. m.]

[Return Order 108]

MARGUERITE CLEMENT

Having considered the claim set forth below and having issued a determination allowing the claim which is incorporated by reference herein and filed herewith,

It is ordered, that the claimed property, described below and in the determination, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned after adequate provision for taxes and conservatory expenses:

Claimant and claim No.	Notice of intention to return published	Property
Marguerite Clement, 4 Impasse Jouvencel, Versailles, France. Claim No. 6863.	March 11, 1948 (13 F. R. 1313).	Property to the extent owned by claimant immediately prior to the vesting thereof, described in vesting order No. 3430 (9 F. R. 6464, June 13, 1944; 9 F. R. 13768, Nov. 17, 1944) relating to the productions "Je Lis et Je Parle," "Voici la France, Cours Elementaire" (listed in Exhibit A of said vesting order), including royalties pertaining thereto in the amount of \$112.29.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on April 19, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3599; Filed, Apr. 21, 1948;  
8:50 a. m.]

[Vesting Order 11050]

FRED YOHACHIRO OMUREI

In re: Real property owned by Fred Yohachiro Omurei also known as Fred Y. Omurei.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Fred Yohachiro Omurei, also known as Fred Y. Omurei, whose last known address is Shizuoka, Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: a. Real property situated at Kaakaukui, Kalawahine, Pauca Valley Honolulu, City and County of Honolulu, Territory of Hawaii, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

#### EXHIBIT A

All of that certain parcel of land (portion of the land described in Royal Patent Number 1081, Land Commission Award Number 2938, Apana 3 to Heirs of Lahilahi), situate, lying and being at Kaakaukui, Kalawahine, Pauca Valley, Honolulu, City and County of Honolulu, Territory of Hawaii, and thus bounded and described:

Beginning at the South corner of this parcel of land, the true azimuth and distance to a pipe on the Northwest boundary of the Government land of Kalawahine being 326°10' 110.0 feet, and the co-ordinates of said pipe referred to Government Survey Triangulation Station "Punchbowl" being 7,560.1 feet North and 8,404.9 feet East, and running by true azimuths from the above described initial point:

1. 146°10' 60.0 feet a little more or less to middle of Pauca Stream;

2. Thence up along middle of Pauca Stream to its junction with a stream, the direct azimuth and distance being 232°38' 326.1 feet;

3. Thence up along middle of stream, the direct azimuth and distance being 279°30' 220.0 feet;

4. 288°00' 60.0 feet;

5. 49°00' 130.0 feet along Government land;

6. 93°00' 100.3 feet along Government land and Grant 3533 to Trustees of the B. P. Bishop Estate;

7. 69°30' 322.0 feet along Grant 3533 to Trustees of the B. P. Bishop Estate to the point of beginning.

Containing an Area of 1.3 Acres or thereabouts.

Excepting and reserving, however, unto B. Fukuyama, and Hide Fukuyama, husband and wife, as joint tenants with full rights of survivorship, their heirs and assigns and all persons claiming or holding by, through or under them, the free and uninterrupted right to go over, across, along and upon the wagon road, approximately sixteen (16) feet in width, existing on the above described land.

[F. R. Doc. 48-3589; Filed, Apr. 21, 1948;  
8:49 a. m.]

[Vesting Order 11054]

ROSA KAUFMANN

In re: Estate of Rosa Kaufmann, deceased. File No. D-28-12205, E. T. sec. 16423.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Elly Kaufmann, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the estate of Rosa Kaufmann, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany),

3. That such property is in the process of administration by Elsie B. Fannon, as Executrix, acting under the judicial supervision of the Surrogate's Court, Bronx County, New York;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States

requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 9, 1948.

Claimant and Claim No.	Notice of intention to return published	Property
Eastman Kodak Co., Rochester, N. Y. Claim No. 2127.	March 3, 1948 (13 F. R. 1159).	Property described in vesting order No. C8 (7 F. R. 6181, Aug. 11, 1943), relating to United States Patent Application Serial No. 375,699 (now United States Letters Patent No. 2,594,469). This return shall not be deemed to include the rights of any licensees under the above patent.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on April 19, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3600; Filed, Apr. 21, 1948; 8:50 a. m.]

#### TAICHI SATO ET AL.

#### NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof the following property, located in the Treasury of the United States, Washington, D. C., subject to any increase or decrease resulting from the administration of such property prior to return and after adequate provision for taxes and conservatory expenses:

Claimant	Claim No.	Property
Taichi Sato, guardian of Masako Sato, 223 North King St., Honolulu, T. H.	9088	\$293.51
Miss Tamiko Sato, a/c in name of Tomayo Okamoto, 223 North King St., Honolulu, T. H.	9089	223.78
Kenichi Seichi, guardian of Fumiko Seichi, 1026 8th Ave., Honolulu, T. H.	9090	14.35
Kenichi Seichi, guardian of Saehiko Seichi, 1026 8th Ave., Honolulu, T. H.	9091	23.59
Kenichi Seichi, guardian of Shigemi Seichi, 1026 8th Ave., Honolulu, T. H.	9092	22.44
Kenichi Seichi, guardian of Yoshiko Seichi, 1026 8th Ave., Honolulu, T. H.	9093	7.03
Junro Sewake, 3034 One St., Honolulu, T. H.	9094	102.92

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3591; Filed, Apr. 21, 1948; 8:49 a. m.]

[Return Order 103]

EASTMAN KODAK CO.

Having considered the claim set forth below and having issued a determination allowing the claim which is incorporated by reference herein and filed herewith, It is ordered, that the claimed property, described below and in the determination, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned after adequate provision for taxes and conservatory expenses:

Claimant	Claim No.	Property
Kishino Shimada, or Tsuchichi Shimada, P. O. Box 129, Kapapa No. 1, Wahiawa, Oahu, T. H.	9095	\$623.73
Uto Shiroma, 1642 Liliala St., Honolulu, T. H.	9096	11.73
S. Suganuma, guardian of George Suganuma, 1335 16th Ave., Honolulu, T. H.	9099	113.01
S. Suganuma, guardian of Eddako Suganuma, 1335 16th Ave., Honolulu, T. H.	9102	45.23
K. Sunouchi, 697 South King St., Honolulu, T. H.	9105	4,003.73
Taro Tatata, P. O. Box 1038, Honolulu, T. H.	9107	0.41
Mrs. Tokimi Takahashi, trustee for Shizuko Kawamura, formerly Shizuko Takahashi, 253-A Coyne St. Ext., Honolulu 33, T. H.	9103	150.22
Makita Takebayashi, Kekohahi, Oahu, T. H.	9110	\$74.70
Mrs. Hanayo Taniguchi, or Masaru Taniguchi, 62 Funchai St., Honolulu, T. H.	9114	457.91
Mitsuyasu Tanaka, trustee for Tachiko Tanaka, 642-A Wilkiville St., Honolulu, T. H.	9116	85.09
Sozo Tanaka, 651-A 22d Ave., Honolulu, T. H.	9118	222.82
Hiroshi Tanaka, 1670 Kapiolani Blvd., Honolulu, T. H.	9121	1,000.00
Junichi Tokairin, trustee for Florence Kazuko Tokairin, P. O. Box 237, Wahiawa, Oahu, T. H.	9122	110.84
Junichi Tokairin, or Nei Tokairin, P. O. Box 237, Wahiawa, Oahu, T. H.	9123	441.01
Matasaburo Tokunaga, guardian of Masuo Tokunaga, 2338-C Lei St., Honolulu, T. H.	9124	123.03
Mrs. Chika Teubata, or James H. Teubata, 948 Punchana St., Honolulu, T. H.	9127	\$93.82
Tsune Tsunawa, or Gladys O. Tsunawa, 143-A Wilder Ave., Honolulu, T. H.	9129	\$53.00
Keiji Tsujimura, or Mrs. Kishi Tsujimura, P. O. Box 17, Wahiawa, Oahu, T. H.	9129	2,152.00
Mr. Hachiroji Tsutomi, or Chika Tsutomi, Bradie No. 4 Camp, c/o Hawaiian Pineapple Co. Ltd., Wahiawa, Oahu, T. H.	9133	153.25
Mr. Seishin Uehara, 327 Pallul St., Honolulu, T. H.	9134	22.13
Mr. Masakazu Ueyasu, 235 Easy St., Honolulu 8, T. H.	9135	70.40
Mr. Arata Uyeda, and Masayo Uyeda, 2014 Pahukui St., Honolulu 45, T. H.	9139	10.07
Mr. Waseku Watake, 1323 16th Ave., Honolulu 55, T. H.	9133	103.89
Mr. Tsuchichi Yamada, Post Office Box 234, Wahiawa, Oahu, T. H.	9140	122.41

Claimant	Claim No.	Property
Kikuyo Yamaguchi, 603 Laki Rd., Honolulu, T. H.	9141	\$334.09
Mrs. Chika Yamamoto, and Mrs. Thelma Iwamoto, 556 Factory St., Honolulu, T. H.	9142	917.83
Mr. Masako Yamaguchi, 631 Wyllie St., Honolulu, T. H.	9145	792.52
Mr. Uchi Yamachiro, 235-A Kamehala Lane, Honolulu, T. H.	9147	53.29
Mr. Sucki Yamamoto, and Yoshi Yamamoto, Maalehu, Hawaii, T. H.	9150	713.91
Mr. Genzo Yoshizu, or Kiyu Yoshizu, Post Office Box 493, Wahiawa, Oahu, T. H.	9152	1,020.85
Mr. Satoro Aka, 625 Ahana Lane, Honolulu, T. H.	9279	12.12
Mr. Naoki Arai, or Tada Arai 623 Winant St., Honolulu, T. H.	9282	162.02
Mr. Nobu Akabura, or Saji Akabura, Post Office Box 33, Wahiawa, Oahu, T. H.	9284	9.47
Yuriko Chikimatsu, 1114 21st Ave., Honolulu, T. H.	9285	1,005.25
Mr. Tomokichi Enomoto, Ewa, Oahu, T. H.	9287	152.04
Mr. Eiko Fujiwara, 1235 Matlock Ave., Honolulu 34, T. H.	9290	3.81
Mr. Eiko Fujiwara, guardian of Frank Nobuo Fujiwara, 1235 Matlock Ave., Honolulu, T. H.	9291	3.24
Gonsachia Fujii, guardian of Mr. Kenji Fujii, 610 F-28 South Hotel St., Honolulu 33, T. H.	9292	234.59
Mr. Aoyu Fukunaga, 3410 East Maiea Rd., Honolulu, T. H.	9294	59.61
Mr. Michi Hamada, 210 Kamahala Lane, Honolulu, T. H.	9298	310.45
Mr. Kinuo Higuchi, Pearl City, Oahu, T. H.	9300	329.35
Mr. Matsuo Higuchi, Pearl City, Oahu, T. H.	9301	247.22
Mr. Sukezuchi Higuchi, guardian of Yoshie Higuchi, Pearl City, Oahu, T. H.	9302	82.01
Mr. Tosi Hirai, or Mitsu Yocunaga, 2133 Rose St., Honolulu 43, T. H.	9303	113.13
Mr. Kiyotachi Hiro, or Foshie Hiro, Bradie No. 4 Camp, Hawaiian Pineapple Co. Ltd., Wahiawa, Oahu, T. H.	9305	2,524.55
Mr. Masataro Horuchi, or Teichi Horuchi, 4234 Waiake Ave., Honolulu, T. H.	9310	200.45
Kizo Ishii, guardian of Mako Ishii, 1335 Nuuanu Ave., Honolulu 22, T. H.	9313	3,005.25
Kizo Ishii, guardian of Nobuo Ishii, 1335 Nuuanu Ave., Honolulu 22, T. H.	9314	3,203.77
Shiyo Iwamoto, 801-A Kalua St., Honolulu, T. H.	9315	517.12
Kano Iwata, guardian of Ayako Iwata, now Mrs. Ayako Sumida, 122 Mahaloaia St., Honolulu, T. H.	9316	66.27
Mrs. Hatsu Kariawa, or Takashi Kariawa, P. O. Box 235, Ewa, Oahu, T. H.	9317	310.73
Takato Kariawa, 618 McNeil St., Honolulu 23, T. H.	9318	15.57
Katsumi Kariawa, Aiea, Oahu, T. H.	9321	53.51
Shio Kinoshita, 435-C Cooke St., Honolulu, T. H.	9322	160.03
Mr. Hiroo Kouchi, Lualaba, Waianae, Oahu, T. H.	9324	5.00
Kiichi Kuwahara, guardian of Kenji Kuwahara, 1789 South King St., Honolulu, T. H.	9325	17.01
Matashiko Mackawa, guardian of Shigeo Mackawa, 1119 Decha Lane, Honolulu 19, T. H.	9326	450.70
Akitaro Marachi, or Masayo Marachi, 329-C Kamani St., Honolulu 13, T. H.	9327	453.94
Saeko Matsuo, trustee for Wellington Yoji Matsuo, 1670 North King St., Honolulu, T. H.	9328	10.01
Haruko Miyamoto, 2234 South King St., Honolulu, T. H.	9329	613.43
Enryo Nihiya, 67-A North School St., Honolulu, T. H.	9333	171.29
Kao Oka, 848 McCully St., Honolulu, T. H.	9334	141.33
Mitsuo Sakaki, 2772 Lemon Rd., Honolulu, T. H.	9340	159.07
Mrs. Shizu Seika, 4172-B Kahanu-nale Highway, Honolulu 43, T. H.	9344	1,091.25
Mr. Ayako Shimizu, 1733 Nabu St., Honolulu 23, Hawaii.	9345	744.20
Mr. Masakazu Takaki, or Tano Takaki, 1231 Circle Lane, Honolulu 63, T. H.	9345	1,151.20
Mr. Shunichi Takamoto, 1127 20th Ave., Honolulu, T. H.	9347	103.47
Mrs. Kameyo Tanaka, or Mr. Yasuko Tanaka, 3211 McCordiston St., Honolulu 43, T. H.	9349	265.59

Claimant	Claim No.	Property
Kamesa Tamashiro or Minoru Tamashiro, Post Office Box 172, Waiapahu, Oahu, T. H.	9350	\$1,163.47
Mr. Kensaku Tsunoda, 1727 Fort St., Honolulu, T. H.	9352	233.89
Mr. Mifu Tsuzuki, 1712 Kalanokalani Way, Honolulu, T. H.	9353	51.29
Mr. Yoshihel Yanagida, 2481 Dole St., Honolulu, T. H.	9354	56.42
Masuko Yamaki or Eisuke Yamaki, 1654 Kaena Lane, Honolulu, T. H.	9355	25.61
Mr. Shigeko Yashiro, 1103 Peterson Lane, Honolulu, T. H.	9358	1,039.46
Mr. Misa Abe, 925 Ahana Lane, Honolulu, T. H.	11052	88.96
Mr. A. Y. Ambo, 1516 Farrington St., Honolulu, T. H.	11053	33.30
Mr. Kiso Asato, a/k/a, Kichiso Asato, Camp 16, Waiapahu, Oahu, T. H.	11054	500.7
Mr. Sadao Umeda, d. b. a. City Florist, 673 South Beretania St., Honolulu, T. H.	11055	103.15
Mr. Yoshino Daitoku, 907 Coolidge St., Honolulu, T. H.	11057	49.35
Mr. Tomochi Hayashi or Kikuyo Hayashi, 400 Cooke St., Honolulu, T. H.	11058	291.21
Mr. Tomochi Hayashi, guardian of Isami Hayashi, 400 Cooke St., Honolulu, T. H.	11059	34.95
Mr. Kazuo Ida, 659 9th Ave., Honolulu 32, T. H.	11060	20.80
Mr. Gensuke Kurozawa, 2859-K East Manoa Rd., Honolulu, T. H.	11093	65.08
Mr. Hidesuke Kuwabara, 3227 Diamond Head Rd., Honolulu, T. H.	11095	100.15
Ellechi Maeda, guardian of Mr. Asako Maeda, Post Office Box 33, Robinson No. 1, Wahiawa, Oahu, T. H.	11096	558.60
Ellechi Maeda, guardian of Mr. Chieko Maeda, Post Office Box 33, Robinson No. 1, Wahiawa, Oahu, T. H.	11097	461.26
Mr. Yoshishige Maruyama, 1737-A Clark St., Honolulu, T. H.	11102	3,016.78
Fusayo Murakami or Roku Murakami, 121 Christley Lane, Honolulu, T. H.	11104	77.98
Shizuko Mizokawa, nee Shizuko Nishikawa, 2311 Keaniani Way, Honolulu 16, T. H.	11106	102.21
Mr. Shunichi Nakano, 3334 Duval St., Honolulu, T. H.	11108	201.53
Miss Yone Nakatsuka, 3415 Aloha Ave., Honolulu 40, T. H.	11109	135.03
Miss Haru Nakane a/k/a Haru Nakayue, 605 Lana Lane, Honolulu 13, T. H.	11110	10.50
Miss Mitsui Nishida, 2371 Booth Rd., Honolulu 23, T. H.	11112	252.70
Mr. Philip M. Nagatori, 1233-A Kalia St., Honolulu, Hawaii.	11113	1.14
Mr. Fudekichi Nakagawa, 3449 Kaau St., Honolulu, T. H.	11115	200.00
Masajiro Nakamura or Chisa Nakamura, 602 "S" Rd., Damon Tract, Honolulu 38, Hawaii.	11117	1,067.15
Miss Kura Okazaki, 2288-A Liliha St., Honolulu, T. H.	11119	1,429.48
Mr. Matsuo Oki, 2225-A Pauoa Rd., Honolulu 23, T. H.	11120	79.41
Mr. Seikichi Omiya, 1124 16th Ave., Honolulu, T. H.	11122	13.51
Gonichi Okamoto or Yasuo Okamoto a/k/a Yasuo Okamoto, P. O. Box 347, Waiapahu, Oahu, T. H.	11124	60.96
Mr. Kiechi Saito, c/o Saito Store, Waiapahu, Oahu, T. H.	11126	138.47
Mrs. Asayo Shimada, guardian of Stanley Hatsuichi Shimada, 1469 East South King St., Honolulu, T. H.	11129	14.07
Mr. Tokushin Shimajo, 1220 Peterson Lane, Honolulu, T. H.	11131	74.04
Mrs. Uto Shimajo, 1220 Peterson Lane, Honolulu, T. H.	11132	199.41
Miss Kaya Shimomura, 1453-C Elm St., Honolulu 46, T. H.	11133	47.67
Mr. Kenzo Domen, 948 Akepo Lane, Honolulu, T. H.	11134	333.03
Mr. Kyujiro Fujita, 2044-B South King St., Honolulu, T. H.	11135	625.52
Miss Fuji Fujimoto, 989 South King St., Honolulu, T. H.	11137	10.50
Maka Gibu, sole owner of Union Tailoring Co., 1328 Peleula Lane, Honolulu 43, T. H.	11138	485.35
Miss Maka Gibu, 1328 Peleula Lane, Honolulu 43, T. H.	11139	665.82
Masako Yonashiro, nee Masako Tamahana, 2137 South King St., Honolulu, T. H.	11140	50.25
Mr. Kyojiro Hatae 3340 East Manoa Rd., Honolulu, T. H.	11142	275.77

Executed at Washington, D. C., on April 19, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3601; Filed, Apr. 21, 1948;  
8:51 a. m.]

[Vesting Order 11060]

FRANK RAUB

In re: Trust under the will of Frank Raub, deceased. File No. D-28-9388; E. T. sec. 12469.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ida Peter, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the Trust created under the Will of Frank Raub, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany)

3. That such property is in the process of administration by George P. Psotta and Henry W. Kiralfy, as Successor Executors and Successor Trustees, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3593; Filed, Apr. 21, 1948;  
8:49 a. m.]

[Vesting Order 11060]

INUI SHOJI, K. K.

In re: Debt owing to Inui Shoji, K. K., also known as Inui Shoji Kabushiki Kaisha. F-39-2712-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Inui Shoji, K. K., also known as Inui Shoji Kabushiki Kaisha, the last known address of which is Osaka, Japan, is a corporation, partnership, association or other business organization, organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Osaka, Japan, and is a national of a designated enemy country (Japan),

2. That the property described as follows: That certain debt or other obligation owing to Inui Shoji, K. K., also known as Inui Shoji Kabushiki Kaisha, by The Fostick Machine Tool Company, 1703 First National Bank, Cincinnati 23, Ohio, in the amount of \$3,700.12, as of March 22, 1948, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-3596; Filed, Apr. 21, 1948;  
8:50 a. m.]